

Revised Draft of Proposed Rules
Office of the Colorado Secretary of State
Rules Concerning Bingo and Raffles Games
8 CCR 1505-2

January 10, 2013

Disclaimer:

The proposed draft rules have changed. This draft supersedes the Preliminary Draft that was issued with the Notice of Proposed Rulemaking on December 10, 2012. These revised proposed rules will be considered at the January 15, 2013 rulemaking hearing.

In accordance with the State Administrative Procedure Act, this revised copy of the proposed rules is made available to the public and posted on the Department of State's website.¹

SMALL CAPS indicate proposed additions to the current rules.

~~Stricken type~~ indicates proposed deletions from current rules.

~~Shading~~ indicates revisions from the previous draft.

[Annotations] may be included.

1 *Repeal of current Rule 1.0:*

2 ~~**1.0 INTRODUCTION.**~~

3 ~~The following Rules Covering and Regulating Bingo/Raffles are enacted pursuant to section 12-9-101 et~~
4 ~~seq., C.R.S., and Article XVIII, section 2 of the Colorado Constitution.~~

5 ~~**A. Authority**~~

6 ~~These rules and regulations are adopted pursuant to the authority in section 12-9-103(1)(b), C.R.S., and~~
7 ~~are intended to be consistent with the requirements of the State Administrative Procedure Act, section 24-~~
8 ~~4-101 et seq. (the "APA"), C.R.S., and the Bingo and Raffles Law, sections 12-9-101 et seq., C.R.S. (the~~
9 ~~"Law").~~

10 ~~**B. Scope and Purpose.** These rules shall govern all licenses, certificate holders, affiliates and~~
11 ~~auxiliaries as defined in the Bingo and Raffles Law.~~

12 *Current Rule 2.0 is amended and re-codified as Rule 1:*

13 ~~**2.0 DEFINITION OF BINGO AND RAFFLE TERMS**~~

14 **RULE 1. DEFINITIONS**

¹ Section 24-4-103(4)(a), C.R.S. (2011). "[A]ny proposed rule or revised proposed rule by an agency which is to be considered at the public hearing...shall be made available to any person at least five days prior to said hearing."

1 ~~A. **Bingo Game:** A bingo game starts when the first numbered object, ball or number is selected at~~
2 ~~random or randomly generated by machine, and called, and continues until all the objects or balls~~
3 ~~have been returned to the receptacle or the machine has been cleared. A game may have two or~~
4 ~~more parts with different winning patterns for each part, if the total amount of prizes offered or~~
5 ~~given for all parts of one game does not exceed, in amount or value, the maximum prize that may~~
6 ~~be offered or given in a single game of bingo.~~

7 *[Language concerning the start and end of a bingo game is stricken from former Rule 2.0(A) and*
8 *is relocated to New Rule 3.1.1]*

9 ~~B-1.1 **Bingo- raffle licensee rules:** The “BINGO-RAFFLE LICENSEE RULES” MEANS rules established by~~
10 ~~each bingo- raffle licensee for items THE PAYMENT FOR AND PLAYING OF GAMES OF CHANCE not~~
11 ~~covered by the bingo- raffle law or the Rules Covering and Regulating Bingo/Raffles relating to~~
12 ~~the payment for, and playing of, games of chance. THE STATE CONSTITUTION, THE COLORADO~~
13 ~~REVISED STATUTES, OR THESE RULES.~~

14 ~~C-1.2 **Bucket raffle:** An “BUCKET RAFFLE” MEANS AN event where A LICENSEE CONDUCTS many~~
15 ~~small raffles are conducted at the same time. In a bucket raffle, the bingo- raffle licensee may sell~~
16 ~~tickets from the same series of theater style tickets. The purchaser of raffle tickets TICKET~~
17 ~~PURCHASERS may deposit one or more of the purchased tickets into various receptacles~~
18 ~~containing tickets from which a winner or winners will be drawn for a prize or prizes. The bingo-~~
19 ~~raffle licensee shall display merchandise prizes or may display photographs and descriptions of~~
20 ~~merchandise prizes so that a player can easily determine the types and value of merchandise~~
21 ~~prizes offered for each receptacle.~~

22 *[Language concerning the display of merchandise prizes is stricken from this Rule 1.2 (formerly*
23 *Rule 2.0(C)) and is relocated to New Rule 8.3.3.]*

24 1.3 “CALL FULFILLMENT CENTER” MEANS A REGISTERED COMPANY THAT EMPLOYS TELEPHONE
25 OPERATORS TO ANSWER CALLS AND PROVIDE DATA ENTRY SERVICES.

26 ~~D-1.4 **Concealed face card:** A “CONCEALED FACE CARD” MEANS A non-reusable bingo card~~
27 ~~containing five rows of five squares with a free center space, one number preprinted on each of~~
28 ~~the remaining 24 spaces, and the letters B, I, N, G, O “B I N G O” printed in order over the five~~
29 ~~columns, the card so constructed that no. NO part of its THE CARD’S face is detectable or~~
30 ~~discernible until the card is purchased and opened by the player.~~

31 ~~E. **Deal:** Each separate package or series of packages consisting of pull tabs with the same game~~
32 ~~name, form number, serial number, and color code.~~

33 ~~F-1.5 **Double Action Game:** A “DOUBLE ACTION GAME” MEANS A bingo game that uses a bingo card~~
34 ~~containing the letters B, I, N, G, O “B I N G O” placed horizontally over a five by five matrix of~~
35 ~~squares with the center square blank, where each of the other squares contains two numbers in the~~
36 ~~range of ONE to 75.~~

37 ~~G-1.6 **Face:** A “FACE” MEANS A bingo card.~~

38 ~~H-1.7 **Flare:** A “FLARE” MEANS A piece of heavy paper stock or other material accompanying a pull~~
39 ~~tab deal which THAT shows at least the following descriptive information about the matching~~
40 ~~deal.:~~

- 1 ~~1-1.7.1~~ The name and form number of the game;
- 2 ~~2-1.7.2~~ The manufacturer name or logo;
- 3 ~~3-1.7.3~~ The number of tickets in the deal and the cost per play; and
- 4 ~~4-1.7.4~~ The prize structure, including the number of winning tickets by denomination and their
5 respective winning symbol combinations.
- 6 ~~I-1.8~~ **Licensed Premises:** ~~Includes~~ “LICENSED PREMISES” MEANS the premises owned, ~~or~~ leased by, or
7 ~~under the control of~~ CONTROLLED BY a bingo raffle licensee and used for games of chance, ~~by the~~
8 ~~bingo raffle licensee for its own members or the public~~ but which are not leased to other ~~bingo~~
9 ~~raffle~~ licensees for the conduct of games of chance.
- 10 1.9 “LICENSEE” MEANS, FOR THE PURPOSES OF THESE RULES AND UNLESS OTHERWISE SPECIFIED, A
11 BINGO-RAFFLE LICENSEE AS DEFINED IN SECTION 12-9-102(1.2), C.R.S.
- 12 ~~J-1.10~~ **Master Board:** ~~The master board is~~ “MASTER BOARD” MEANS the rack ~~that balls are~~ IN WHICH A
13 BINGO BALL IS placed ~~in after a ball has been~~ IT IS taken from the receptacle. ~~The~~ IF A master
14 board ~~may be~~ IS electronically connected to a lighted display board ~~that indicates the called ball.~~
15 ~~In the case of~~ WITH an electronic random number generator that calls numbers, the lighted display
16 board is the master board.
- 17 ~~K-1.11~~ **Pack :** ~~A~~ “PACK” MEANS A collation of disposable paper bingo cards or sheets ~~sold during a~~
18 ~~bingo occasion.~~
- 19 ~~L-1.12~~ **Pre Draw Concealed Face Game:** ~~A~~ “PRE-DRAW CONCEALED FACE GAME” MEANS A bingo
20 game in which a designated number of balls, ~~or~~ objects, ~~are drawn~~ or numbers are DRAWN OR
21 randomly generated ~~during the occasion with a separate set of balls and~~ in the presence of at least
22 ten ~~(10)~~ players PRIOR TO THE PURCHASE OF THE CARDS. Players ~~may~~ purchase concealed face
23 cards after the designated number of balls, ~~or~~ objects, ~~is drawn~~ or numbers ~~are~~ IS DRAWN OR
24 randomly generated. The ~~bingo raffle~~ licensee announces the resumption of the game and
25 continues to draw balls or generate numbers until a player signals a bingo.
- 26 ~~M-1.13~~ **Progressive Pull Tab:** ~~A~~ “PROGRESSIVE PULL TAB” MEANS A game consisting of one or more
27 seal pull tab deals with identical form numbers that offers a cumulative or carryover jackpot
28 prize. The prize structure for a progressive pull tab game is predetermined by the game’s
29 manufacturer ~~and built into the game.~~ The structure includes a cumulative jackpot prize, to which
30 each deal of the game in which the jackpot prize is not won contributes a ~~specifically~~ pre-
31 designated amount.
- 32 ~~N-1.14~~ **Progressive Jackpot (“Progressive”) Bingo Game:** ~~A~~ “PROGRESSIVE JACKPOT
33 (“PROGRESSIVE”) BINGO GAME” MEANS A ~~progressive jackpot~~ bingo game ~~is one~~ in which a
34 prize amount is carried over to the subsequent game if no bingo is achieved within a specified
35 number of balls drawn and called.
- 36 ~~O-1.15~~ **Remuneration:** ~~Any~~ “REMUNERATION” MEANS A ~~monetary or non-monetary~~ payment ~~no matter~~
37 ~~how small,~~ given to a member of an organization in return for that member’s participation in the
38 operation of charitable gaming. ~~Items that are included in the~~ THE definition includes, but ~~are~~ IS
39 not limited to:

- 1 (A) ~~direct payments of eCash;~~
- 2 (B) ~~reduced pack prices~~ REDUCED-PRICE or free packs to a member who plays bingo when
3 ~~that member is not participating in the operation of the charitable gaming;~~
- 4 (C) ~~Reduced dues based on the number of volunteer hours that the member works in the~~
5 ~~operation of charitable gaming;~~
- 6 (D) ~~Meal vouchers;~~
- 7 (E) ~~Reimbursement of travel expenses when other members who do not participate in the~~
8 ~~operation of charitable gaming are not reimbursed for travel;~~
- 9 (F) ~~Non-competitive scholarships where the selection of the scholarship recipient is based~~
10 ~~on the amount of time volunteered in the operation of charitable gaming OPERATIONS,~~
11 ~~whether by the recipient or a member of the organization related to the recipient; OR~~
- 12 (G) ~~Tips received from players by a member~~ A PLAYER as a result of the member's
13 ~~participation in the operation of charitable gaming OPERATIONS.~~

14 ~~P-1.16 **Renewal Application.** An “RENEWAL APPLICATION” MEANS AN application received from a~~
15 ~~FOR BINGO-RAFFLE LICENSE RENEWAL FILED BY A qualified organization which organization~~
16 ~~THAT holds a bingo-raffle license for the IMMEDIATELY-PRECEDING calendar year immediately~~
17 ~~preceding the year for which the renewal application is submitted.~~

18 ~~Q-1.17 **Seal Pull tab.** A “SEAL PULL TAB” MEANS A pull tab game that offers one or more prizes by~~
19 ~~means of a flare or a jackpot card that is part of a pull tab deal. The flare or jackpot card includes~~
20 ~~a section bearing a tab or tabs that must be torn or broken apart to reveal a winning combination~~
21 ~~or combinations.~~

- 22 ~~1. Each seal pull tab deal shall include:~~
 - 23 ~~a. A ticket or tickets that entitle the purchaser to a chance to win the prize(s)~~
24 ~~identified by the winning combination(s) imprinted on the flare or jackpot card;~~
25 ~~and~~
 - 26 ~~b. A flare preprinted, or otherwise prepared by the game’s manufacturer, to show:~~
 - 27 ~~(1) the serial number of the pull tab deal;~~
 - 28 ~~(2) a section that shall record the names of all holders of tickets that entitle~~
29 ~~the bearer to a chance on the seal prizes, together with the potential~~
30 ~~winning combination of each such ticket; and~~
 - 31 ~~(3) all other information required by this rule to be shown on pull tab flares.~~
32 ~~The jackpot card, if separate from the flare, shall be preprinted with the~~
33 ~~name and form number of the game and the manufacturer’s name~~

34 *[See Rule 5.2]*

35 ~~R. **Sheet:** A “SHEET” MEANS A leaf of paper upon which are printed two or more disposable paper~~
36 ~~bingo cards.~~

1 ~~S. — Repealed.~~

2 ~~T.1.18 Stub: That “STUB” MEANS THE portion of a raffle ticket kept by the bingo raffle licensee. In the~~
3 ~~case of a raffle prize that has a value greater than \$1,000.00, the stub is that portion of the ticket~~
4 ~~containing the name, address and telephone number of the purchaser of the ticket.~~

5 ~~U.1.19 Ticket: As used in these rules, “ticket” “TICKET” means a slip of paper or any other object that is~~
6 ~~discrete from every other object sold or that contains a discrete number or symbol, which~~
7 ~~evidences that the person to whom it is issued, or the CURRENT holder thereof, is entitled to some~~
8 ~~right or privilege therein mentioned or described AS INDICATED BY THE LICENSEE.~~

9 ~~V. — Repealed.~~

10 **Current Rule 3.0 is amended and re-codified as Rule 2:**

11 ~~**3.0 BINGO-RAFFLE LICENSEES**~~

12 **RULE 2. BINGO-RAFFLE LICENSEES**

13 ~~A.2.1 Application~~ APPLICATION

14 ~~4.2.1.1 Initial Application~~ INITIAL APPLICATION

15 a- ~~Application for a bingo raffle license shall be made on forms provided by the~~
16 ~~Licensing Authority~~

17 b.(A) ~~In addition to any other items required on the application form, each new~~
18 ~~application shall consist of: AN APPLICANT SEEKING A BINGO-RAFFLE LICENSE~~
19 ~~MUST SUBMIT A COMPLETE APPLICATION, USING THE FORM PRESCRIBED BY THE~~
20 ~~SECRETARY OF STATE, IN ADDITION TO THE FOLLOWING:~~

21 (1) The application fee;

22 (2) A list of all members of the organization, ~~who will participate in the~~
23 ~~operation of games of chance and a list of AND all members of auxiliary~~
24 ~~and affiliate organizations who will participate in the operation of games~~
25 ~~of chance.— If the organization has a large number of members, the~~
26 ~~applicant may submit a copy of the entire membership;~~

27 (3) The names, addresses and titles of all officers and directors of the
28 organization; AND

29 (4) Proof that the organization has ~~existed and has been functioning~~
30 ~~FUNCTIONED for at least THE five years prior to IMMEDIATELY~~
31 ~~PRECEDING the APPLICATION date of application and that the organization~~
32 ~~has HAD members THROUGHOUT THIS PERIOD.— Proof of existence may~~
33 ~~consist of one or more of the following:~~

34 (a)-(I) Articles of Incorporation dated more than five years from the
35 date of application, stating that the organization has members;

1 (b)-(II) Copies of at least one bank statement per year for the five-YEAR
2 PERIOD years preceding the date of application, showing that the
3 organization has maintained a bank account for the requisite
4 period of time;

5 (c)-(III) Copies of minutes from at least one general membership meeting
6 per year for the five-YEAR PERIOD years preceding the date of
7 application; AND

8 (d)-(IV) A copy of the IRS letter recognizing that the organization is
9 exempt from taxation pursuant to IN ACCORDANCE WITH the
10 Internal Revenue Code section 501(c). — In order to qualify for a
11 bingo raffle license, such organization must also demonstrate
12 that it qualifies under Article XVIII, Section 2, paragraph 2 of
13 the Colorado constitution.

14 e-(B) The application will not be considered complete and subject to the 45 day
15 provision of section 12-9-103(1)(a)(1), C.R.S., until all of the items in Rule 3.0
16 A.1.b. have been received by the licensing authority. THE 45 DAY PERIOD FOR
17 APPROVAL OR REJECTION OF THE APPLICATION WILL START UPON NOTIFICATION
18 THAT THE SECRETARY OF STATE RECEIVED THE REQUIRED INFORMATION
19 OUTLINED IN RULE 2.1.1(A). [SECTION 12-9-103(1)(a)(I), C.R.S.]

20 ~~2-2.1.2~~ **Renewal Application.** RENEWAL APPLICATION. In addition to any other items required
21 on the application form, each renewal application shall consist of TO RENEW A BINGO-
22 RAFFLE LICENSE, A LICENSEE MUST SUBMIT A COMPLETE RENEWAL APPLICATION, USING
23 THE FORM PRESCRIBED BY THE SECRETARY OF STATE, IN ADDITION TO THE FOLLOWING:

24 a-(A) A list of all members of the organization who will participate in the operation of
25 games of chance. — If the organization has a large number of members, the
26 applicant may submit a copy of the entire membership — THE ITEMS LISTED IN
27 RULE 2.1.1(A)(1-3); AND

28 b. — The names, addresses and titles of all officers and directors of the organization;

29 e-(B) Evidence of any change in name of the organization if it is applying for a renewal
30 of a bingo raffle license under a name different than the name on the license
31 issued for the preceding year. — In the case of an entity organized under
32 Colorado law, evidence shall consist of copies of Articles of Amendment,
33 Articles of Merger or such other change to the constituent documents that are
34 submitted to the Licensing Authority for filing. — IF THE ORGANIZATION CHANGED
35 NAMES IN THE LAST YEAR, EVIDENCE OF THE NAME CHANGE. FOR ENTITIES
36 ORGANIZED UNDER COLORADO LAW, ARTICLES OF AMENDMENT, ARTICLES OF
37 MERGER, OR OTHER DOCUMENTATION OF CHANGES FILED WITH THE SECRETARY
38 OF STATE QUALIFY AS EVIDENCE OF THE NAME CHANGE.

39 ~~3-2.1.3~~ **Board only organizations without members** . — BOARD-ONLY ORGANIZATIONS
40 WITHOUT MEMBERS. An organization that does not have members but is managed by a
41 board of directors or trustees may apply for a bingo-raffle license but only in the name of
42 the board of directors. — Only the members of the board — BOARD MEMBERS may
43 participate in the operation of charitable gaming.

1 ~~4.2.2 Requirement to participate in games of chance.~~ A bingo raffle licensee may, as a membership
2 condition or qualification, require all of its active members to assist with its charitable gaming
3 operations. ~~Such members shall be~~ MEMBERS ARE considered bona fide volunteer workers when
4 operating or assisting with the licensee's bingo-affle activities if:

5 a-2.2.1 The ~~bingo raffle~~ licensee does not provide any remuneration, ~~reward, recompense,~~
6 ~~enhanced membership benefit, or other thing of value,~~ including but not limited to, any
7 fee, expense, travel, tuition, or other credit that is based on the amount of service or
8 assistance rendered or time spent by ~~such~~ A member in the course of ~~operation of~~
9 OPERATING any licensed bingo-affle activity; and

10 b-2.2.2 The ~~bingo raffle~~ licensee does not offer or give to any member an option to pay money or
11 donate ~~any thing~~ ANYTHING of value to the licensee ~~in lieu of assisting with the licensee's~~
12 ~~bingo raffle activities, nor does the licensee~~ NOR offer or give a reduction in any
13 member's benefits, privileges, or powers as an alternative to ~~that member's~~ assistance
14 with bingo-affle activities.

15 ~~5.2.3 Games managers.~~ GAMES MANAGERS.

16 2.3.1 A ~~bingo raffle~~ licensee ~~shall~~ MAY not conduct any bingo, raffle, or other game of chance
17 ~~activity until and unless~~ at least one of its designated games managers holds a current,
18 valid games manager certificate ISSUED BY THE SECRETARY OF STATE AS FOLLOWS:; ~~has~~
19 ~~agreed to be responsible for the lawful conduct of such bingo raffle licensee's games of~~
20 ~~chance activities, and has filed a games manager's oath with the licensing authority.~~

21 a- ~~Every games manager must be certified by the licensing authority prior to acting~~
22 ~~as a games manager at any licensed activity.~~

23 b-(A) The ~~licensing authority~~ SECRETARY OF STATE may issue a games manager
24 certificate to any ~~qualified~~ individual who has successfully completed a games
25 manager training program and ~~successfully~~ passed a test ~~as prescribed by the~~
26 ~~licensing authority for new and renewing games managers.~~

27 e-(B) The ~~licensing authority~~ SECRETARY OF STATE may issue GAMES MANAGER
28 certificates that are ~~unlimited and~~ valid for the management of all licensed bingo-
29 raffle activities or may issue a limited certificate valid only for ~~the conduct of~~
30 licensed raffles.

31 d-(C) Each games manager ~~MUST shall~~ execute a games manager's oath on a form
32 prescribed by the SECRETARY OF STATE ~~licensing authority prior to being issued~~
33 ~~a games manager's certificate.~~

34 e-(D) ~~Every~~ A games manager's certificate is valid for a period of four ~~(4)~~ years from
35 the date of issuance, EXCEPT THAT A ~~—A games manager's certificate that is~~
36 renewed in the six months prior to the expiration date ~~of the certificate will be~~ IS
37 valid for a period of four ~~(4)~~ years from the expiration date of the prior
38 certificate.

39 2.3.2 THE DESIGNATED GAMES MANAGER MUST BE PRESENT DURING ALL CHARITABLE GAMING
40 ACTIVITIES AND HE OR SHE MUST REMAIN PRESENT FOR AT LEAST 30 MINUTES AFTER
41 ACTIVITIES END.

1 ~~B-2.4 Notices and material required to be posted~~ MATERIALS AND NOTICES THAT A LICENSEE MUST
2 POST

3 ~~1-2.4.1 Constitution, Statutes and Rules.~~—CONSTITUTION, STATUTES AND RULES. Each
4 ~~bingo raffle licensee shall~~ MUST obtain, maintain and keep a current copy of the BINGO-
5 RAFFLE constitutional provisions, and ~~Colorado bingo raffles law~~ STATUTES, and rules AT
6 THE LOCATION AND DURING THE TIME THAT AN ACTIVITY IS HELD. ~~regarding licensed~~
7 ~~games of chance, which shall be located upon the premises used for the conduct of a~~
8 ~~licensed activity by a bingo raffle licensee at all times the activity is conducted there.~~ The
9 LICENSEE MUST SHOW THE LAW AND RULES ~~law and rules shall be produced by the~~
10 ~~bingo raffle licensee and shown to any person on demand.~~—~~or displayed on a computer~~
11 ~~screen available to any person.~~

12 ~~a-(A)~~ (A) Before the start of the first bingo game, THE LICENSEE MUST INFORM the players
13 in attendance, ~~will also be informed by~~ posting or announcement, that ~~they~~ THE
14 PLAYERS may obtain copies of the ~~state bingo raffles law and rules from the~~
15 ~~Licensing Authority's~~ SECRETARY OF STATE'S office.—~~Each such notice shall~~
16 THE NOTICE MUST include the SECRETARY OF STATE'S address and phone
17 number of the ~~Licensing Authority's~~ office.

18 ~~b-(B)~~ (B) ~~Each bingo raffle licensee will also post at a conspicuous location a sign in at~~
19 ~~least 12 point font stating that a reference copy of the Colorado bingo and raffles~~
20 ~~laws and rules is available from the games manager.~~ THE LICENSEE MUST POST A
21 SIGN STATING THAT THE GAMES MANAGER HAS A COPY OF THE BINGO-RAFFLE
22 LAW AND RULES AVAILABLE FOR INSPECTION. THE SIGN MUST HAVE AT LEAST
23 12-POINT FONT AND BE POSTED IN A CONSPICUOUS LOCATION.

24 ~~e-(C)~~ (C) ~~Each bingo raffle licensee shall~~ THE LICENSEE MUST post any material as
25 required by the ~~Licensing Authority~~ SECRETARY OF STATE from time to time.

26 ~~2-2.4.2 License.~~—LICENSE. A LICENSEE MUST POST A copy of the license ~~shall be posted~~ for all
27 players to see ~~and shall remain posted~~ until ~~after~~ the conclusion of the occasion.

28 ~~3-2.4.3 Occasion Rules.~~—OCCASION RULES. Each ~~bingo raffle licensee shall~~ MUST post at a
29 conspicuous location a sign in at least 12-point font stating:

30 ~~a-(A)~~ (A) All ~~bingo raffle licensee rules in effect during that occasion, NONE OF WHICH~~
31 MAY BE IN CONFLICT WITH THE BINGO-RAFFLE LAW OR THESE RULES.

32 ~~b-(B)~~ (B) That the games manager is the final authority in the event ~~any game is~~ OF A
33 disputed.

34 ~~e-(C)~~ (C) The procedure for determining refunds and the amount of the refund in the event
35 of a power failure.

36 ~~d.~~—~~Bingo occasion rules shall not be in conflict with the bingo raffles law or these~~
37 ~~rules.~~

38 ~~4-2.4.4 Prizes.~~—PRIZE INFORMATION.

- 1 (A) The ~~bingo raffle~~ licensee shall conspicuously post information at the beginning
 2 of each occasion specifying the number AND AMOUNT of CASH prizes ~~to be~~
 3 ~~awarded, whether in cash or merchandise, and the method by which such~~ HOW
 4 THE prizes may be won, including the cost to players.
- 5 (B) The ~~bingo raffle~~ licensee may display the available MERCHANDISE prizes ~~upon~~
 6 ~~the premises where the games are operated or post a list and complete description~~
 7 ~~thereof, together with the cost to participate in the game of chance~~ OF THE PRIZES,
 8 AND HOW THE PRIZES MAY BE WON, INCLUDING THE COST TO PLAYERS.
- 9 (C) If the ~~bingo raffle~~ licensee offers prize payouts on the basis of number of players
 10 or gross amount of sales, THE LICENSEE MUST CONSPICUOUSLY POST a statement
 11 to that effect ~~will be conspicuously posted~~.

12 ~~5-2.4.5 Notice of Cancellation of Bingo Occasion.~~—NOTICE OF CANCELLATION OF BINGO
 13 OCCASION. A ~~bingo raffle~~ licensee may only cancel a previously scheduled occasion by
 14 posting a notice of cancellation at the location of the scheduled game; at least one hour
 15 prior to the scheduled beginning of the occasion.

- 16 (A) For occasions played at commercial bingo facilities, the scheduled beginning of
 17 the occasion is ~~that time~~—THE OCCASION START TIME stated in the rental
 18 agreement ~~as the occasion start time~~.
- 19 (B) For occasions played at facilities owned by the licensee or used without charge,
 20 ~~this~~—THE START TIME is the time the licensee normally admits players into the
 21 facility.

22 [Current Rule 4.0 is amended and re-codified as Rule 3:](#)

23 ~~4.0 BINGO GAMES~~

24 **RULE 3. BINGO GAMES**

25 ~~A-3.1 Conduct of Bingo Games in General~~ CONDUCT OF BINGO GAMES IN GENERAL

26 3.1.1 BINGO GAME. A BINGO GAME STARTS WHEN THE FIRST NUMBERED OBJECT, BALL OR
 27 NUMBER IS SELECTED AT RANDOM OR RANDOMLY GENERATED BY MACHINE, AND
 28 CALLED. THE GAME CONTINUES UNTIL ALL THE OBJECTS OR BALLS HAVE BEEN
 29 RETURNED TO THE RECEPTACLE OR THE MACHINE HAS BEEN CLEARED. A GAME MAY
 30 HAVE TWO OR MORE PARTS WITH DIFFERENT WINNING PATTERNS FOR EACH PART, IF THE
 31 TOTAL AMOUNT OF PRIZES OFFERED OR GIVEN FOR ALL PARTS OF ONE GAME DOES NOT
 32 EXCEED, IN AMOUNT OR VALUE, THE MAXIMUM PRIZE THAT MAY BE OFFERED OR GIVEN
 33 IN A SINGLE GAME OF BINGO.

34 *[Language concerning the start and end of a bingo game is stricken from former Rule 2.0(A) and*
 35 *is relocated to this New Rule 3.1.1]*

36 ~~4-3.1.2 Authorized equipment and cards.~~—AUTHORIZED EQUIPMENT AND CARDS. A LICENSEE
 37 MUST KEEP ~~A~~authorized equipment and cards, including all bingo-related items ~~used in~~
 38 ~~the conduct of bingo, shall be maintained~~ in good repair and sound working condition.
 39 ~~Authorized representatives of the Licensing Authority~~ THE SECRETARY OF STATE may

1 order, IN WRITING, any equipment, cards, or related items immediately repaired or
2 replaced; if after examination, they are found to be defective. ~~Authorized~~
3 ~~representatives of the Licensing Authority shall make such order in writing at the time of~~
4 ~~inspection.~~

5 a.-(A) A LICENSEE MAY NOT USE ~~B~~balls with creases, holes or other damage ~~shall not be~~
6 ~~used during any~~A bingo game.

7 b.-(B) ~~All~~~~b~~Balls used during bingo games ~~shall be present~~ MUST BE in the master board
8 before each occasion, and at least one ~~bingo~~player ~~shall~~MUST verify that all
9 balls are present immediately prior to the first game of the occasion. ~~Bingo raffle~~
10 ~~L~~icensees that use electronic random number generators ~~for selecting numbers~~
11 must ensure that all ~~of~~numbers on the lighted board can be illuminated.

12 e.-(C) Once a ball is removed from the receptacle, it may not be returned until the
13 conclusion of that game.

14 d.-(D) ~~Only one ball may be selected~~A LICENSEE MUST SELECT BALLS ONE at a time.

15 2-3.1.3 ~~Call and display of balls.~~—CALL AND DISPLAY OF BALLS. ~~Immediately following the~~
16 ~~drawing of a ball from the receptacle, the caller shall display, or cause to be displayed to~~
17 ~~the players, the letter and number on the ball—The caller may use a camera and monitor~~
18 ~~or may physically show the letter and number to the players so that the players may know~~
19 ~~that the proper number has been called.—If monitors are used, a sign shall be placed by~~
20 ~~each monitor that shall reads: “Ball on TV is not official until called.”~~

21 a. ~~—~~A CALLER MUST DRAW A BALL FROM THE RECEPTACLE AND IMMEDIATELY
22 DISPLAY THE LETTER AND NUMBER ON THE BALL TO THE PLAYERS. THE CALLER
23 MUST LOUDLY AND CLEARLY ANNOUNCE THE letter and number on the ball ~~shall~~
24 ~~be called out loudly and clearly and announced~~—SO THAT ALL PLAYERS CAN
25 HEAR. THE CALLER MUST MAKE THE ANNOUNCEMENT twice ~~prior to the~~ BEFORE
26 drawing ~~of~~ the next ball.— The ball is not official until it has been properly
27 called.

28 b.-(A) ~~Where~~IF more than one room is used ~~for any one game~~, the receptacle and the
29 caller must be ~~present~~ in the room ~~where~~ WITH the greatest number of players ~~is~~
30 ~~present, and all balls called shall be plainly audible to the players in all of the~~
31 ~~rooms where players are present.~~

32 (B) THE CALLER MAY USE A CAMERA AND MONITOR TO DISPLAY THE LETTER AND
33 NUMBER. IF THE CALLER USES A MONITOR, THE LICENSEE MUST POST A SIGN BY
34 EACH MONITOR THAT READS: “BALL ON TV IS NOT OFFICIAL UNTIL CALLED.”

35 3-3.1.4 ~~Master board.~~—MASTER BOARD. The master board is the only official scorer UNLESS
36 THE LICENSEE IS USING A RANDOM NUMBER GENERATOR, IN WHICH CASE A LIGHTED
37 DISPLAY BOARD MAY SERVE AS THE OFFICIAL SCORER.—~~A bingo raffle licensee may use~~
38 ~~a lighted display board but it is not official.~~

39 a.-(A) ~~After the letter and number on the ball are called, the corresponding letter and~~
40 ~~number on the lighted display, if any, shall be lit for participant viewing.—IF A~~

1 LIGHTED DISPLAY IS USED, THE LETTER AND NUMBER OF THE CALLED BALL
2 MUST BE LIT IMMEDIATELY AFTER THE BALL IS CALLED.

3 ~~b.~~(B) If the ~~bingo~~ caller discovers that the wrong LETTER OR number ~~has been~~ WAS
4 called, the caller ~~will~~ MUST announce: “I am reading the correct number, please
5 correct your card or sheet.”— The caller ~~will~~ MUST then correct the master board,
6 and the lighted display, if applicable, ~~and continue~~ BEFORE CONTINUING with the
7 game.

8 ~~4.3.1.5 Closing a bingo game.~~ CLOSING A BINGO GAME. Each bingo game ~~will~~ MUST be closed
9 CLOSE IN ACCORDANCE with the following procedure:

10 ~~a.~~(A) The ~~game must be stopped~~ LICENSEE MUST STOP THE GAME after “Bingo” ~~has~~
11 ~~been~~ IS signaled by a player or a worker ~~indicates that a player has called a~~
12 “Bingo”.— ~~It is the player’s responsibility to ensure~~ A PLAYER IS RESPONSIBLE
13 FOR ENSURING that a signaled “Bingo” ~~has been~~ IS acknowledged by a floor
14 worker, the bingo caller, or both.;

15 ~~b.~~(B) The caller ~~will~~ MAY not call the next ball removed from the machine or ~~was~~
16 otherwise selected, ~~pending verification of~~ UNTIL the signaled bingo IS VERIFIED
17 OR INVALIDATED.— If the signaled bingo is verified, the caller ~~shall~~ MUST return
18 the ball to the machine unless the verified bingo is part of a multi-part or
19 continuing game.

20 ~~e.~~(C) The last number called ~~is not a requirement for~~ DOES NOT NEED TO BE PART OF
21 THE SIGNALLED ~~a good~~ bingo, unless the ~~bingo raffle~~ licensee has conspicuously
22 posted a bingo occasion rule WITH THIS REQUIREMENT ~~to the contrary~~.

23 ~~d.~~(D) When a player OR WORKER signals “Bingo”, ~~or a worker on the floor signals to~~
24 ~~the caller that a player has called “Bingo”~~, a worker on the floor must place the
25 card, sheet, or electronic bingo aid ~~to be checked~~ DEVICE in front of at least one
26 other player ~~at a different table who can~~ TO confirm ~~that the bingo is a good~~
27 ~~bingo~~.

28 ~~e.~~(E) The worker ~~on the floor shall~~ MUST call the numbers of the winning combination
29 to the ~~bingo~~ caller or, in the case of a coverall or blackout bingo, the caller may
30 announce the numbers that have not been called, unless an electronic bingo
31 number verification device is used to verify the bingo.

32 ~~f.~~(F) If AN ELECTRONIC VERIFICATION DEVICE IS USED TO INVALIDATE a signaled
33 bingo, ~~is determined to not be a good bingo by the electronic verification device,~~
34 ~~the caller shall require~~ the worker on the floor ~~to~~ MUST announce the numbers of
35 the winning combination so ~~that~~ THE CALLER CAN CHECK the numbers ~~can be~~
36 ~~checked~~ against ~~the numbers~~ THOSE actually called.

37 ~~g.~~(G) The ~~bingo~~ caller must then ask the players TWO TIMES: “Are there any other
38 bingos?”— If no player answers ~~after at least two such inquiries~~, the caller ~~shall~~
39 MUST announce “This game is completed.”—

40 ~~5.3.1.6 Multiple bingo winners.~~ MULTIPLE BINGO WINNERS. ~~When~~ IF multiple bingos are
41 announced and verified, the LICENSEE MUST DIVIDE THE prize for that game or game part

1 ~~shall be divided~~ so that each verified bingo receives the ~~appropriate~~ amount, regardless
2 of the number or identity of players involved.— If a prize is divided, the LICENSEE MAY
3 ROUND UP THE prize amount given to any player holding a verified bingo ~~may only be~~
4 ~~rounded up~~ ONLY to the nearest dollar.

5 ~~6-3.1.7 Workers-~~ WORKERS.

6 a.-(A) ~~A bingo raffle licensee shall not allow any~~ NO person INDIVIDUAL who works or
7 assists at a bingo occasion ~~in any capacity; to~~ MAY play bingo or ~~to~~ purchase or
8 play any pull tabs at the occasion which that ~~person~~ INDIVIDUAL works, ~~whether~~
9 ~~for that person or on behalf of another.~~

10 ~~b.-(B) A bingo raffle licensee shall~~ MUST file with the ~~licensing authority~~ SECRETARY
11 OF STATE a revised list of members who will work ANY BINGO-RAFFLE
12 ACTIVITIES ~~bingo, pull tabs or raffles~~ if the list submitted with the licensee's
13 application is changed by the addition of new members.

14 ~~e.-(C) A bingo raffle licensee shall not allow a person to~~ AN INDIVIDUAL MAY NOT work
15 or assist in the operation of licensed activities unless that ~~person~~ INDIVIDUAL is a
16 member of the ~~bingo raffle licensee~~ or ~~is a member~~ of an auxiliary as defined in
17 ~~rule 4.0.A.7~~ RULE 3.1.7 and the ~~bingo raffle licensee~~ has provided a list of
18 members CONTAINING THAT INDIVIDUAL'S NAME to the ~~licensing authority~~
19 SECRETARY OF STATE ~~that contains that person's name.~~

20 ~~d.-(D) Any A person who is~~ AN INDIVIDUAL working or assisting at any BINGO-RAFFLE
21 ACTIVITY ~~occasion, bar and club room or raffle shall~~ MUST present ~~personal~~
22 photo identification upon request of ~~any employee or authorized agent of the~~
23 ~~licensing authority~~ THE SECRETARY OF STATE.

24 ~~7-3.1.8 Auxiliaries-~~ AUXILIARIES

25 a.-(A) **Auxiliaries of bingo raffle licensee.**—AUXILIARIES OF LICENSEE. For purposes
26 of identifying those members of auxiliary organizations who may participate in
27 the conduct or operations of bingo raffle activities of the bingo raffle licensee, an
28 AN association or organization ~~shall be deemed to be~~ IS an auxiliary of a ~~bingo~~
29 ~~affle~~-licensee; if:

- 30 (1) It is subsidiary to the ~~bingo raffle licensee~~; and
- 31 (2) It is subordinate to the ~~bingo raffle licensee~~; and
- 32 (3) Its primary purpose is ~~the~~ TO support and ~~assistance~~ ASSIST, particularly
33 by donations and volunteer services, ~~of the bingo raffle licensee~~; and
- 34 (4) It is constituted, chartered, governed, or otherwise formally recognized
35 as an adjunct by the ~~bingo raffle licensee~~ ~~to which it is subsidiary.~~
- 36 (5) ~~An example of this relationship is a women's auxiliary of a bingo raffle~~
37 ~~licensee where the auxiliary was created and exists solely by action of~~
38 ~~the members of the bingo raffle licensee and the bingo raffle licensee~~

1 ~~formally recognizes the auxiliary in its articles of incorporation or~~
2 ~~bylaws.~~

3 ~~b. (B) **Bingo raffle licensee auxiliary of another organization.**—LICENSEE~~
4 ~~AUXILIARY OF ANOTHER ORGANIZATION. For purposes of identifying those~~
5 ~~members of organizations who may participate in the conduct or operations of~~
6 ~~bingo raffle activities of the bingo raffle licensee, a bingo raffle-A licensee shall~~
7 ~~be deemed to be~~ IS an auxiliary of an association or organization if:

8 (1) The ~~bingo raffle~~ licensee is subsidiary to the association or organization;
9 ~~and~~

10 (2) The ~~bingo raffle~~ licensee is subordinate to the association or
11 ~~organization; and~~

12 (3) The primary purpose of the ~~bingo raffle~~ licensee is ~~the~~ TO support and
13 ~~assistance~~ ASSIST, particularly by donations and volunteer services, ~~of~~
14 ~~the association or organization to which it is subsidiary; and~~

15 (4) The ~~bingo raffle~~ licensee is constituted, chartered, governed, or
16 otherwise formally recognized as an adjunct by the association or
17 organization to which it is subsidiary.

18 (5) ~~An example of this relationship is a bingo raffle licensee such as a~~
19 ~~Colorado lodge of the Benevolent Protective Order of Elks that is a~~
20 ~~subsidiary of a statewide or national organization where the bingo raffle~~
21 ~~licensee was created and exists solely by action of the members of the~~
22 ~~state or national organization and the state or national organization~~
23 ~~formally recognizes the bingo raffle licensee in its articles of~~
24 ~~incorporation or bylaws.~~

25 ~~e. (C) **Auxiliary affiliated with bingo raffle licensee.**—AUXILIARY AFFILIATED WITH~~
26 ~~BINGO-RAFFLE LICENSEE. For purposes of identifying those members of affiliated~~
27 ~~organizations who may participate in the conduct of operations of bingo raffle~~
28 ~~activities of the bingo raffle licensee, an AN association or organization is~~
29 ~~affiliated with a bingo raffle licensee and it THE ASSOCIATION OR ORGANIZATION~~
30 ~~and the bingo raffle licensee are auxiliaries of another organization or association~~
31 ~~if:~~

32 (1) The ~~bingo raffle~~ licensee and the affiliated organization are both
33 ~~subsidiary to an association or organization; and~~

34 (2) The ~~bingo raffle~~ licensee and the affiliated organization are both
35 ~~subordinate to the association or organization; and~~

36 (3) The primary purpose of the ~~bingo raffle~~ licensee and the affiliated
37 organization is ~~the~~ TO support and ~~assistance~~ ASSIST, particularly by
38 donations and volunteer services, ~~of~~ the association or organization to
39 which they both are subsidiary; and

- 1 (4) Both the ~~bingo raffle~~ licensee and the affiliate are constituted, chartered,
 2 governed, or otherwise formally recognized as adjuncts by the
 3 association or organization to which they are subsidiary.
- 4 (5) ~~An example of this relationship is two individual lodges of the~~
 5 ~~Benevolent Protective Order of Elks where each is a subsidiary of a~~
 6 ~~statewide or national organization and where one is a bingo raffle~~
 7 ~~licensee. Both of the lodges were created and exist solely by action of~~
 8 ~~the members of the state or national organization and the state or national~~
 9 ~~organization formally recognizes the bingo raffle licensee and the other~~
 10 ~~lodge in its articles of incorporation or bylaws. In this case, members~~
 11 ~~of the lodge that is not a bingo raffle licensee may assist the lodge that is~~
 12 ~~a bingo raffle licensee in the operation of its games of chance.~~

13 ~~8-3.1.9 Security personnel~~ SECURITY PERSONNEL

- 14 a-(A) ~~A bingo raffle licensee shall identify all paid or volunteer s~~Security personnel by
 15 ~~MUST WEAR A~~ badge or uniform ~~at each occasion.~~
- 16 b-(B) ~~A bingo raffle licensee shall not permit s~~Security personnel, whether volunteer or
 17 ~~paid, to~~ MAY NOT play or participate in the operation of ANY BINGO-RAFFLE
 18 ~~ACTIVITIES bingo, the sale or redemption of pull tabs or the conduct of a raffle.~~

19 ~~9-3.1.10~~ **Number of games allowed.**—NUMBER OF GAMES ALLOWED. No licensee may
 20 hold, operate, or conduct ~~a game of bingo or lotto~~ more often than ~~two hundred twenty~~
 21 370 BINGO occasions in any calendar year.

22 3.1.11 PROHIBITION ON SAVING SEATS AND PLAYING SPACE. A SEAT OR PLAYING SPACE MAY
 23 ONLY BE RESERVED TO PROVIDE A REASONABLE ACCOMMODATION FOR A PLAYER WITH
 24 A DISABILITY.

25 ~~B-3.2 Progressive Jackpot Bingo Games.~~—PROGRESSIVE JACKPOT BINGO GAMES. The following
 26 requirements and procedures, in addition to those applicable to bingo games generally, shall
 27 apply specifically to ~~the conduct of~~ progressive jackpot bingo.

28 ~~1-3.2.1 Required Postings.~~—REQUIRED POSTINGS. In addition to any postings otherwise
 29 required by these rules, a ~~bingo raffle~~ licensee that conducts a progressive jackpot game
 30 shall MUST also post, ~~prior to each occasion at which a progressive game is offered,~~ a sign
 31 with at least 12-point font stating:

- 32 a-(A) The amount of the progressive jackpot at the beginning of the bingo occasion;
- 33 b-(B) The percentage of gross sales of progressive cards that is contributed to the
 34 jackpot and whether the contribution amount is added to the jackpot during the
 35 present occasion or during the next occasion;
- 36 e-(C) The price and description, including color and design, of the cards ~~to be used~~ for
 37 the progressive game;
- 38 d-(D) The bingo pattern or NUMBER arrangement ~~of numbers~~ a player must complete ~~in~~
 39 ~~order~~ to win the progressive jackpot prize, together with a clear diagram of ~~such~~

1 THE NUMBER arrangement of ~~numbers~~, if any pattern other than a full card
2 (“blackout”- or “coverall”-) is required to win;

3 ~~e.~~(E) The maximum number of calls in which a player must complete the required
4 pattern in order to win the progressive jackpot prize;

5 ~~f.~~(F) The date, time, and location of the ~~next~~ occasion at which the next game in the
6 progression will be conducted if the jackpot is not awarded-;

7 ~~g.~~(G) If the ~~bingo raffle~~ licensee elects to continue a progressive game as a regular
8 game in the event that the progressive jackpot is not won, the ~~notice shall state~~
9 the amount of the regular game prize; AND-

10 ~~h.~~(H) If the ~~bingo raffle~~ licensee is operating a progressive jackpot bingo game and is
11 withholding 10% of the gross sales of progressive cards as a secondary jackpot, a
12 statement to that effect.

13 ~~i.~~ A ~~bingo raffle~~ licensee that operates a progressive jackpot bingo game must
14 continue the game to the conclusion of the progression without any changes in
15 the percentage amount added to the jackpot or the timing of when the percentage
16 amount is added to the jackpot.

17 ~~2-3.2.2 Number of Progressive Games Allowed.~~ NUMBER OF PROGRESSIVE GAMES
18 ALLOWED. ~~Only~~ NO MORE THAN three (3) ~~distinct progressive type~~ PROGRESSIVE games
19 ~~shall~~ MAY be conducted at any ONE bingo occasion.,— ~~Notwithstanding anything to the~~
20 ~~contrary regarding multiple bingo occasions,~~ EXCEPT THAT a ~~bingo raffle~~ licensee that
21 conducts a bingo occasion for ONLY its members ~~only~~, may conduct successive games of
22 a progression during ~~any~~ A single bingo occasion.

23 ~~3-3.2.3 Method of Play.~~ METHOD OF PLAY.

24 ~~a.~~(A) A ~~bingo raffle~~ licensee may start a single game of progressive bingo, in an
25 amount not to exceed ~~five hundred dollars~~ \$500 or the amount of the secondary
26 jackpot from a prior progression, whichever is greater.,— ~~in which the~~ A
27 PROGRESSIVE game is won when a previously designated arrangement of
28 numbers or spaces on a card or sheet is covered within a previously designated
29 number of objects or balls drawn.

30 ~~b.~~(B) If the game is not won within the drawing of the previously designated number of
31 objects or balls, the LICENSEE MUST REPLAY THE game ~~shall be replayed during~~
32 OVER successive occasions at the same location using the previously designated
33 arrangement of numbers or spaces, ~~with or without a change in the number of~~
34 ~~objects or balls drawn~~, until the game is won.

35 ~~e.~~(C) On the second and subsequent occasions, the jackpot amount ~~shall be increased~~
36 INCREASES by a percentage of the gross proceeds, not greater than 70%, collected
37 from the sale of progressive bingo cards or sheets during that occasion or on the
38 prior occasion. —If a ~~bingo raffle~~ licensee is conducting a progressive jackpot
39 bingo game with a secondary jackpot, ~~ten (10) percent~~ 10% of the gross proceeds
40 collected from the sale of progressive bingo cards or sheets at that occasion or the
41 prior occasion ~~will~~ MUST be set aside and segregated from the jackpot amount in

1 the bingo-raffle account. — For example, if \$600 of progressive bingo cards or
2 sheets are sold at an occasion, the bingo raffle licensee may apply up to \$360 to
3 the jackpot available at that occasion or at the next bingo occasion and will apply
4 \$60 to the amount in the secondary jackpot account. — \$180 will be deposited to
5 the bingo raffle account for bona fide expenses or lawful purposes of the bingo
6 raffle licensee.

7 ~~d.~~(D) ~~No~~ A progressive jackpot ~~shall~~ MAY NOT exceed fifteen thousand dollars
8 \$15,000. — Upon reaching fifteen thousand dollars \$15,000, the LICENSEE MUST
9 AWARD THE jackpot ~~shall be awarded~~ to the player completing the designated
10 pattern regardless of the number of objects or balls called. IF ~~The~~ jackpot ~~of~~
11 ~~fifteen thousand dollars~~ REACHES \$15,000, THE LICENSEE may be awarded on the
12 occasion during which AWARD the jackpot reaches fifteen thousand dollars
13 \$15,000 or may be awarded on THAT OR the FOLLOWING occasion following the
14 occasion on which the maximum amount was achieved.

15 (E) A LICENSEE MAY IMPOSE A PROGRESSIVE JACKPOT MAXIMUM BELOW THE
16 \$15,000 MAXIMUM CEILING SET BY RULE. UPON REACHING THE SELF-IMPOSED
17 MAXIMUM, THE LICENSEE MUST AWARD THE JACKPOT TO THE PLAYER
18 COMPLETING THE DESIGNATED PATTERN REGARDLESS OF THE NUMBER OF
19 OBJECTS OR BALLS CALLED. WHEN THE MAXIMUM IS REACHED, THE LICENSEE
20 MAY CHOOSE TO STOP CONTRIBUTING THE SET PERCENTAGE OF THE PROCEEDS
21 TO THE JACKPOT (HARD CAP) OR CONTINUE TO CONTRIBUTE THE SAME
22 PERCENTAGE UNTIL THE JACKPOT PRIZE IS WON (SOFT CAP). THE LICENSEE MUST
23 AWARD THE JACKPOT AT THE OCCASION DURING WHICH THE MAXIMUM WAS
24 REACHED OR AT THE FOLLOWING OCCASION. THE LICENSEE MUST POST NOTICE
25 OF SELF-IMPOSED CAPS IN ACCORDANCE WITH RULE 3.2.1.

26 ~~4-3.2.4 Members' only occasions.~~ MEMBERS' ONLY OCCASIONS. A LICENSEE MUST RESTRICT A
27 members' only occasion ~~must be restricted~~ to bona fide members of the bingo raffle
28 licensee and ACCOMPANYING SPOUSES ~~a member's spouse who accompanies the~~
29 ~~member.~~ The public ~~must~~ MAY not have access to the premises where members' only
30 bingo is being conducted.

31 ~~5-3.2.5 Successive bingo occasions.~~ SUCCESSIVE BINGO OCCASIONS. Once a progressive jackpot
32 bingo game has begun BEGINS, it ~~shall be continued~~ MUST CONTINUE at each successive
33 bingo occasion of the bingo raffle licensee at the SAME location at which the progression
34 was started, until the A PLAYER WINS THE jackpot has been won.

35 ~~6-3.2.6 Card type.~~ CARD TYPE. The LICENSEE MUST USE THE SAME type of PROGRESSIVE GAME
36 card used for a progressive game, whether concealed face or open face, shall be the same
37 throughout all games in a progression.

38 ~~7-3.2.7 Bingo pattern.~~ BINGO PATTERN. The LICENSEE MUST REQUIRE THE SAME bingo pattern
39 or NUMBER arrangement of numbers required to win the progressive jackpot prize ~~shall~~
40 MUST be the same throughout all games in a progression.

41 ~~8-3.2.8 Number of balls called during successive occasions.~~ — NUMBER OF BALLS CALLED
42 DURING SUCCESSIVE OCCASIONS. For each successive game in a progression, the number
43 of balls called in which a player must complete the pattern or arrangement of numbers
44 required to win the jackpot prize may remain the same or may be increased INCREASE.

1 3.2.9 PERCENTAGE ADDED TO THE JACKPOT. FOR EACH SUCCESSIVE GAME IN A PROGRESSION,
2 THE LICENSEE MUST NOT CHANGE THE PERCENTAGE OF GROSS PROCEEDS ADDED TO THE
3 JACKPOT OR THE TIMING OF WHEN THE AMOUNT IS ADDED.

4 ~~9-3.2.10~~ **Number of balls called to win.**—PRE-GAME ANNOUNCEMENTS. Immediately
5 ~~prior to the~~ BEFORE drawing of the first ball for any progressive game, the caller shall
6 MUST clearly announce the maximum number of balls to be called in which a player must
7 complete the pattern or NUMBER arrangement ~~or numbers~~ required to win the progressive
8 jackpot prize, the JACKPOT PRIZE amount ~~of the jackpot prize~~, the CARD description ~~of the~~
9 ~~card for the progressive game~~, and the date and time of the next occasion ~~at which the~~
10 ~~next game in the progression will be conducted~~ if the jackpot prize is not awarded.

11 ~~10-3.2.11~~ **No winner of progressive.**—NO WINNER OF PROGRESSIVE. If ~~there is~~ no PLAYER
12 WINS A progressive jackpot ~~winner~~ in the designated number of balls called ~~for a~~
13 ~~progressive game~~, the entire jackpot prize amount, without deduction for consolation
14 prizes, ~~shall be carried~~ WILL CARRY over to the next game in the progression. —After the
15 designated number of balls ~~has been~~ IS called, the bingo raffle licensee may either
16 proceed to its next regular bingo game or continue the CURRENT game ~~that was~~
17 ~~previously begun as a progressive game~~ as its next regular game. —~~The~~ IF THE GAME IS
18 CONTINUED AS A REGULAR GAME, THE pattern or arrangement required to win shall MAY
19 not change, —~~If the licensee elects to continue the game as a regular bingo,~~ AND the
20 prize amount ~~for the game shall be~~ IS subject to the limitations set forth in these rules ~~and~~
21 ~~shall not, when aggregated with all other bingo prizes offered or given at the occasion,~~
22 ~~cause the total prize amount for the occasion to exceed the maximum amount specified in~~
23 ~~these rules.~~

24 ~~11-3.2.12~~ **Winner of progressive.** WINNER OF PROGRESSIVE. THE CALLER, A FLOOR
25 WORKER, AND A PLAYER OTHER THAN THE WINNING PLAYER MUST VERIFY A ~~W~~Winning
26 ~~progressive bingo cards~~ CARD shall be verified by the caller, a floor worker and at least
27 ~~one player other than the winning player, all of whom shall verify; the card by~~
28 ~~manufacturer's identification number, series number, and balls called in addition to any~~
29 ~~other rules regarding the verification of a "Bingo".~~

30 ~~12-3.2.13~~ **Award of jackpot in case of suspension, revocation or surrender of license.**
31 LOSS OF LICENSE BEFORE AWARD OF JACKPOT. If a ~~bingo raffle licensee is conducting a~~
32 ~~progressive jackpot game and LICENSEE'S~~ before a jackpot has been awarded, a bingo
33 ~~raffle licensee's~~ license expires, is not renewed, is suspended, revoked, or surrendered, or
34 if the ~~bingo raffle~~ licensee permanently terminates its bingo operations or terminates its
35 operations at a particular location ~~for whatever reason~~ BEFORE A PROGRESSIVE JACKPOT
36 IS AWARDED, the LICENSEE MUST DETERMINE A WINNER AND AWARD THE jackpot prize
37 ~~winner shall be determined and the prize awarded~~ on the licensee's last authorized bingo
38 occasion at the location where the progression was started, regardless of the number of
39 balls called ~~to determine a winner.~~

40 ~~13-3.2.14~~ **Inability to conduct occasion at regular licensed premises.**—INABILITY TO
41 CONDUCT OCCASION AT REGULAR LICENSED PREMISES. ~~In the event that~~ IF a bingo raffle
42 licensee is ~~prevented from conducting~~ CANNOT CONDUCT the next game in the
43 progression at the location where the progression was started, the ~~bingo raffle~~ licensee
44 shall MUST post a notice on the premises where the last game in the progression was
45 conducted announcing the date, time, and location of the next game in the progression.
46 ~~and if~~ IF known at the time, the ~~bingo~~ caller shall MUST MAKE THIS ~~announce~~

1 ANNOUNCEMENT to the players at the conclusion of the progressive jackpot game BEFORE
2 THE CHANGE IN LOCATION the date, time and location of the next game in the
3 progression.

4 ~~14-3.2.15~~ **Multiple locations.**—MULTIPLE LOCATIONS. If a bingo raffle licensee regularly
5 conducts bingo occasions at least weekly at each of two licensed commercial bingo
6 facilities, the bingo raffle licensee may offer and continue one progressive jackpot bingo
7 progression at each facility provided that AS LONG AS each progression is conducted
8 pursuant to IN ACCORDANCE WITH these rules and further provided that all games in a
9 single progression are conducted at the location where the progression was begun BEGAN
10 except where the provisions of Rule 4.0.B.12) or 4.0.B.13 RULES 3.2.13 OR 3.2.14 apply.

11 ~~15-3.2.16~~ **Multiple progressive type bingo games.**—MULTIPLE PROGRESSIVE TYPE BINGO
12 GAMES. A bingo raffle licensee intending to conduct more than one progressive type
13 bingo game(s) shall MUST provide the following information in writing to the licensing
14 authority SECRETARY OF STATE for review and approval not less than ten days prior to
15 commencing such BEFORE COMMENCING THE gameS(s):

16 a.-(A) **Conduct of games**—CONDUCT OF GAMES

- 17 (1) Method of play of FOR the new progressive type bingo game(s);
18 (2) All applicable rules for the new progressive type bingo game(s);
19 (3) Accounting methods to ensure distinctness of the new progressive type
20 bingo games.

21 b.-(B) **Restrictions.**—RESTRICTIONS. No THE RESULTS OF A progressive type bingo
22 game may NOT have its results dependent upon DEPEND ON any other bingo
23 game, pull tab and/or raffle.

24 C-3.3 **Disputed games.**—DISPUTED GAMES.

25 3.3.1 If the bingo raffle licensee discovers that there are verifiable problems with the bingo
26 balls, bingo equipment, or the operation of the bingo equipment, the games manager shall
27 determine how the dispute will be handled based on MUST SETTLE THE DISPUTE IN THE
28 following MANNER:

29 1.-(A) **Discovered before start of next game.**—DISCOVERED BEFORE START OF NEXT
30 GAME. If it is A PROBLEM IS discovered before the start of the next game; and if
31 the error affected the outcome of the PREVIOUS game, then the just completed
32 LICENSEE MUST VOID AND REPLAY THE PREVIOUS game shall be declared void
33 and shall be replayed during the same occasion at no cost to players.

34 2.-(B) **Discovered after occasion.**—DISCOVERED AFTER OCCASION. If it is A PROBLEM
35 IS discovered after a bingo occasion is completed, then no games shall WILL be
36 replayed.

37 3.-(C) **Void game.**—VOID GAME. If the games manager declares a game to be void-A
38 GAME IS VOIDED and the number of bingo cards THAT each player was playing
39 during the affected VOIDED game can be determined, then each player shall MUST

- 1 receive that same number of bingo cards for the replay of the game.— If the
2 number of bingo cards played cannot be determined for all players, ~~then~~ THE
3 LICENSEE MUST GIVE EACH PLAYER an equal number of bingo cards ~~shall be~~
4 ~~given to each player.~~
- 5 4.(D) ~~Mechanical defect of electronic aid.~~—MECHANICAL DEFECT OF ELECTRONIC
6 BINGO AID DEVICE. If the ~~bingo raffle~~ licensee discovers or is advised by a player
7 that the player’s electronic bingo aid device ~~has~~ malfunctioned during a game,
8 the licensee is not required to suspend the calling of new balls or numbers until
9 the player ~~has replaced~~ REPLACES the malfunctioning device ~~with a new device.~~
- 10 5.(E) ~~Mechanical failure of electronic bingo system.~~—MECHANICAL FAILURE OF
11 ELECTRONIC BINGO SYSTEM. If the ~~bingo raffle~~ licensee discovers or is advised
12 by a player that the computer system ~~that controls the transmission of~~
13 CONTROLLING radio frequency signals SIGNAL TRANSMISSION to ~~all of the~~
14 electronic bingo aids ~~in the premises~~ DEVICES has failed, the games manager
15 ~~shall~~ MUST either:
- 16 a.(1) Instruct players using electronic bingo aid devices to manually daub the
17 numbers of the balls called;
- 18 b.(2) Provide packs or sheets to ~~those~~ players using electronic bingo aid
19 devices and continue the occasion if the failure of the bingo aid system
20 does not render the blower and master board inoperative; or
- 21 e.(3) Terminate the occasion and refund all or a portion of the pack and sheet
22 sales and rental of electronic bingo aids DEVICES.
- 23 6.(F) ~~Player has no right to prize.~~—PLAYER HAS NO RIGHT TO PRIZE. If the ~~bingo~~
24 ~~raffle~~ licensee discovers after ~~the close of a game and~~ the start of another game
25 that a winner does not have the right to claim a PREVIOUS GAME’S prize, the
26 LICENSEE MUST REPLAY THE disputed game ~~shall be replayed.~~
- 27 7.(G) ~~Payment of prize money in disputed game.~~—PRIZE MONEY PAYMENT IN
28 DISPUTED GAME. In ~~the case of a disputed game, including a progressive jackpot~~
29 ~~game,~~ the ~~bingo raffle~~ licensee ~~shall~~ MAY not pay any prize money ~~to a player~~
30 until the dispute ~~has been~~ IS resolved ~~pursuant to Rule 4.0 of these rules~~ IN
31 ACCORDANCE WITH RULE 3.
- 32 8.(H) ~~Payment exceeds occasion limit.~~—PAYMENT EXCEEDS OCCASION LIMIT. If PRIZE
33 payment of prizes ~~in accordance with this rule causes the licensee to exceed~~
34 EXCEEDS the maximum prize limit permitted by these rules, ~~then~~ the LICENSEE
35 MUST NOTE THE cause of the ~~over payment shall~~ OVER-PAYMENT ~~be noted~~ in the
36 game records and ~~in the~~ corresponding financial report for that time period. THE
37 SECRETARY OF STATE MAY CONSIDER ~~R~~Repeated or excessive overpayments of
38 this nature ~~may be considered~~ a violation of these rules.
- 39 9.(I) ~~Loss of electrical power.~~—LOSS OF ELECTRICAL POWER. If electrical power is
40 lost during an occasion, the games manager ~~shall~~ MUST wait a minimum of ~~thirty~~
41 ~~(30)~~30 minutes but no more than one hour before ~~declaring~~ TERMINATING an
42 occasion ~~terminated.~~ —Reimbursement for games not played or for the rental of

1 electronic BINGO aids DEVICES will be as set forth in the occasion rules posted
2 prior to the game.

3 ~~10-~~(J) ~~Licensing authority.~~—SECRETARY OF STATE. ~~In the investigation of WHILE~~
4 INVESTIGATING disputed prizes, the ~~Licensing Authority~~ SECRETARY OF STATE
5 may instruct a licensee to pay a disputed prize if the preponderance of the
6 evidence is in favor of the player.

7 ~~11-~~3.3.2 ~~Games Manager's Log.~~—GAMES MANAGER'S LOG. The games manager shall
8 MUST keep a written log of all disputed games. —The entries shall MUST include the date
9 of the occasion DATE, the game played, a short description of the dispute, the names and
10 addresses of players involved in the dispute if the dispute involves a CALLED "bingo"
11 being called, and the resolution determined by the games manager.

12 ~~D-~~3.4 ~~Multiple Bingo Occasions.~~—MULTIPLE BINGO OCCASIONS. A ~~bingo raffle~~ licensee may conduct
13 multiple bingo occasions on the same day, ~~provided that it complies with the following provisions~~
14 IF:

15 ~~1-~~3.4.1 The ~~bingo raffle~~ licensee shall ~~conclude~~ CONCLUDES all games of chance from the first
16 occasion and COMPLETES all ~~player related~~ PLAYER-RELATED activities shall be
17 completed, including, but not limited to, the purchase, opening, and redemption of pull
18 tabs, prior to the end of the occasion.

19 ~~2-~~3.4.2 The ~~bingo raffle~~ licensee shall DOES not begin the next occasion ~~until at least fifteen (15)~~
20 FOR 15 minutes after the conclusion of the ~~first~~ PREVIOUS occasion, or until the final
21 accounting for games of bingo played and pull tabs sold is completed and the books are
22 closed for all of the first occasion activities.

23 ~~3-~~3.4.3 The ~~bingo raffle~~ licensee shall DOES not offer to sell ~~or sell~~ pull tabs and OR other raffle
24 tickets after the conclusion of an occasion CONCLUDES and before the commencement of
25 the next occasion BEGINS.

26 ~~4-~~3.4.4 The ~~bingo raffle~~ licensee shall DOES not continue activities from an occasion during the
27 next occasion, and shall DOES not offer to ~~sell~~, sell, distribute or reserve any cards, sheets,
28 tickets, admissions, or chances for the next occasion during the previous occasion or
29 during the period between the ~~one occasion and the next occasion~~ TWO OCCASIONS.

30 [Current Rule 5.0 is amended and re-codified as Rule 4:](#)

31 ~~5.0 SALE AND USE OF BINGO CARDS, PACKS AND SHEETS AND RAFFLE TICKETS~~

32 **RULE 4. SALE AND USE OF BINGO CARDS, PACKS, SHEETS, AND RAFFLE TICKETS**

33 ~~A-~~4.1 ~~Sales~~ SALES

34 ~~1-~~4.1.1 ~~Method of Payment by Player~~ ~~No Extension of Credit.~~—PLAYER PAYMENT METHOD.
35 ~~The~~A LICENSEE MUST NOT EXTEND CREDIT TO A PLAYER.

36 (A) WHEN ACCEPTING PAYMENT, THE LICENSEE MUST:

- 1 (1) COLLECT THE consideration charged for the privilege of playing any A
2 game of chance shall be collected in full, in advance, by check, cash, or
3 debit or credit card.
- 4 (2) ~~All payments~~ DIRECTLY DEPOSIT ALL PROCEEDS received ~~must be~~
5 ~~directly deposited~~ into the licensee's segregated checking or savings
6 account. ~~and must~~ THE LICENSEE MUST NOT COMMINGLE PROCEEDS BE
7 ~~routed through~~ WITH FUNDS IN a general account or other account of the
8 licensee. [Section ~~12-9-108(3)~~ 12-9-108(3), C.R.S.]
- 9 (B) ~~A licensee may accept debit or credit cards, but the~~ A licensee accepts all risks of
10 ~~cancellation of the charges by the player and for checks returned for insufficient~~
11 ~~funds. None of the losses may be charged to bingo, raffle, or pull tab activities.~~
12 AND LOSSES ASSOCIATED WITH CREDIT AND DEBIT CARD PAYMENT
13 CANCELLATIONS AND RETURNED CHECKS. A LICENSEE MAY NOT SUBTRACT
14 THESE LOSSES FROM ITS GROSS PROCEEDS.
- 15 (C) ~~Fees paid~~ A LICENSEE MAY PAY FEES to a check guarantee service or debt
16 collection firm for recovery of bad checks or cancelled credit charges ~~may be~~
17 ~~paid~~ from the licensee's segregated checking or savings account.
- 18 ~~2-4.1.4 Premises only sales.~~ PREMISES ONLY SALES. All sales of cards, packs, and sheets shall
19 MUST take place ~~upon~~ on the licensed premises during ~~the period of time allocated for~~
20 ~~that~~ THE bingo occasion.
- 21 ~~3-4.1.5 Set price.~~ SET PRICE.
- 22 (A) A LICENSEE MUST SELL ~~All~~ cards, packs, and sheets shall be sold at a set price.
- 23 (B) A LICENSEE MAY OFFER ~~Discounts~~ may be offered on the basis of criteria
24 available to all players, such as quantity purchased.
- 25 (C) ~~Any charge~~ A LICENSEE MUST SET A PRICE for the purchase, lease, or use of an
26 electronic ~~player~~ BINGO aid device shall be at a set price AND THAT PRICE MUST
27 NOT CHANGE THROUGHOUT THE BINGO OCCASION.
- 28 (D) ~~The~~ A LICENSEE MUST charge IDENTICAL FEES for ~~each bingo card face available~~
29 ~~in the purchase or lease of an electronic bingo aid device shall be identical to the~~
30 ~~charge per bingo card face available to players who do not use electronic bingo~~
31 ~~aid devices~~ AND NON-ELECTRONIC BINGO CARD FACES.
- 32 (E) ~~The~~ A LICENSEE MUST POST THE price of each ~~type~~ of card, pack, or sheet,
33 including discounts offered, and the charge, if any, for the purchase, lease, or use
34 of each ~~type~~ of electronic ~~player~~ BINGO aid device, ~~that will be offered for use at~~
35 ~~a bingo occasion shall be posted on the premises at the time of~~ DURING the
36 occasion, ~~in advance of any player purchasing any card, pack, or sheet or paying~~
37 ~~any such charges for an electronic bingo player aid device~~ AND BEFORE PLAYERS
38 MAY PURCHASE ITEMS.

1 ~~4.4.1.6 Sales of individual sheets and cards.~~ SALES OF INDIVIDUAL SHEETS AND CARDS. At all
2 bingo occasions where individual disposable cards or sheets are sold, the following
3 procedures shall apply:

4 ~~a.~~(A) The LICENSEE MUST ISSUE individual disposable cards or sheets and a change
5 fund ~~shall be issued~~ to the workers. The LICENSEE MUST RECORD THE exact
6 number of disposable cards or sheets issued ~~to each worker shall be recorded~~
7 USING THE FORM PRESCRIBED BY THE SECRETARY OF STATE. ~~The disposable~~
8 ~~cards or sheets shall be controlled by manufacturer's identification number~~
9 ~~and/or card number and series number.~~

10 ~~b.~~(B) After the cards or sheets for a ~~particular~~ game ~~have been~~ ARE sold, the games
11 manager or other designated ~~person~~ INDIVIDUAL ~~shall~~ MUST count the amount on
12 hand, subtract the change fund, and compare cards or sheets sold against the
13 money ~~turned in~~ RECEIVED.

14 ~~e.~~(C) The LICENSEE MUST RECORD AND RETAIN THE exact number of cards or sheets ~~of~~
15 ~~each manufacturer's identification number and/or card number~~ THAT ARE
16 removed from inventory, sold, and returned to inventory, ~~shall be recorded and~~
17 ~~retained by the bingo raffle licensee in accordance with these rules~~ USING THE
18 FORM PRESCRIBED BY THE SECRETARY OF STATE.

19 ~~d.~~(D) Sellers of individual disposable cards or sheets ~~shall~~ MAY not use proceeds from
20 sales to pay prizes.

21 ~~5.4.1.7 Progressive bingo cards and sheets.~~ PROGRESSIVE BINGO CARDS AND SHEETS. The
22 following procedures and requirements, in addition to those ~~in effect~~ for bingo operations
23 generally, shall apply to the sale and use of progressive jackpot bingo cards and sheets:

24 ~~a.~~(A) The ~~bingo raffle~~ licensee shall MUST sell only disposable paper cards, and shall
25 MUST only lease electronic bingo aid ~~equipment~~ DEVICES where card faces are
26 distinguishable by a color or design that the licensee does not use for any other
27 game.

28 ~~b.~~(B) Each card or face sold for a progressive game shall MUST contain five rows of
29 five squares with 24 preprinted numbers, or 48 preprinted numbers in the case of
30 double action games, from the range of 1-75, a free center space, and the letters
31 ~~B, I, N, G, O~~ B I N G O printed in order over the five columns.

32 ~~e.~~(C) ~~Each and every card or face for a progressive game shall be sold for a set price.~~
33 ~~The price shall be not less than one dollar per card, and shall be determined by~~
34 ~~the licensee before the first game in a progression, and shall remain the same for~~
35 ~~all games in such progression~~ A LICENSEE MUST DETERMINE A CARD PRICE OF AT
36 LEAST ONE DOLLAR PER CARD BEFORE THE FIRST GAME IN A PROGRESSION.
37 Discounts, free cards or faces, price changes, and variable pricing are ~~not~~
38 ~~permitted~~ PROHIBITED.

39 ~~d.~~(D) ~~All cards for a progressive bingo game shall~~ A LICENSEE MUST SELL
40 PROGRESSIVE BINGO CARDS ~~be sold~~ prior to the drawing of the first number for
41 ~~such~~ THE game, except that, if the progressive game is a pre-draw concealed face

1 game, THE LICENSEE MAY SELL cards ~~may be sold~~ after the first drawing of
2 numbers and before the game ~~is resumed~~ RESUMES.

3 e-(E) A LICENSEE MUST SELL AND ACCOUNT FOR ~~P~~Progressive cards ~~shall be sold and~~
4 ~~accounted for~~ separately from any other cards, sheets, or packs sold or used at a
5 bingo occasion, ~~but a~~. A licensee may, by house rule, make purchase of a pack or
6 door card a pre-requisite for purchase of a progressive card.

7 ~~B.4.2 Use~~ USE

8 ~~1.4.2.1 Packs.~~ PACKS. A LICENSEE MUST COLLATE ~~E~~Each pack sold for use at a bingo occasion
9 ~~shall be collated~~ from a series ~~or set~~ of consecutively numbered sheets, and each sheet
10 ~~shall~~ MUST contain its individual consecutive series number and the identification
11 number assigned by the manufacturer to that series ~~or set of sheets~~. Nothing in this rule
12 ~~shall require~~ REQUIRES a bingo raffle licensee to sell packs in any particular order.

13 ~~2.4.2.2 Tally cards.~~ TALLY CARDS. ~~The purchaser of any~~ A LICENSEE MUST PROVIDE A TALLY
14 CARD OR CASH RECEIPT TO ANYONE WHO PURCHASES cards or packs at the door. ~~shall be~~
15 ~~provided with a tally card or cash receipt which shows,~~ aAt a minimum, the TALLY CARD
16 OR CASH RECEIPT MUST SHOW THE date of purchase; and the total number of cards or
17 packs purchased. A LICENSEE MUST ONLY AWARD A PRIZE WHEN THE PURCHASER
18 PROVIDES THE TALLY CARD OR CASH RECEIPT ~~No prize shall be paid without the tally~~
19 ~~card or cash receipt.~~

20 ~~3.4.2.3 Manufacturer's identification number.~~ MANUFACTURER'S IDENTIFICATION NUMBER.
21 Prior to starting any game using disposable sheets or packs, the bingo caller ~~shall be~~
22 ~~furnished~~ MUST HAVE the manufacturer's identification number and/or card number and
23 the series number of the set of cards sheets or packs offered for sale for that particular
24 occasion. When a player completes a bingo, ~~the caller shall require~~ the worker on the
25 floor checking the bingo ~~to~~ MUST read the manufacturer's identification number and/or
26 card number and the series number of each winning sheet. Payment ~~shall~~ MAY not be
27 made unless both numbers were among those offered for sale for that game.

28 ~~C.4.3 Concealed face cards.~~ CONCEALED FACE CARDS. At all bingo occasions where pre-draw
29 concealed face cards are sold or used, the following procedures, in addition to those applicable to
30 the sale and use of bingo cards generally, ~~shall~~ apply:

31 ~~1.4.3.1 All pre-draw concealed face cards sold or used at any occasion shall~~ MUST be
32 conspicuously identified prior to ~~the~~ sale or transfer ~~of any such card~~ to any player so that
33 the concealed face card may not be played at any occasion other than the one at which the
34 card was sold or transferred ~~to any player.~~

35 ~~2.4.3.2 A LICENSEE MUST SELL A~~All pre-draw concealed face cards ~~shall be sold for~~ a uniform
36 price, except that a licensee may permit players to trade one previously purchased card
37 for one new one with the purchase of an additional card. ~~For example, if a bingo raffle~~
38 ~~licensee elects to allow trades, a player wishing to trade in two cards shall be required to~~
39 ~~return the two cards and purchase two more, and shall then be entitled to receive four~~
40 ~~cards.~~

41 ~~3.4.3.3 A bingo raffle licensee that allows pre-draw concealed face card trade-ins shall~~ MUST
42 maintain two sets of cards for each pre-draw concealed face game. One set ~~shall be~~

1 designated IS the "original set" and shall be IS a different color from the second set, which
2 shall be designated IS the "trade-in set." Players may purchase cards only from the
3 original set, and may ONLY trade FOR cards in ~~only for cards from~~ the trade-in set.

4 4.4.3.4 A bingo raffle licensee that allows pre-draw concealed face card trade-ins shall MUST
5 mark or OTHERWISE deface all returned cards, so that they cannot be further played.

6 ~~D.4.4 Cash shortages.~~ CASH SHORTAGES. A bingo raffle licensee shall notify the Licensing Authority
7 SECRETARY OF STATE within ~~seventy two (72)~~ 72 hours if at the end of the occasion the cash
8 counted is short by \$30.00 or more.

9 Current Rule 6.0 is amended and re-codified as Rule 5:

10 ~~6.0 SALE AND USE OF PULL TABS~~

11 ~~RULE 5. SALE AND USE OF PULL TABS~~

12 ~~A.5.1 Pull Tabs~~ PULL TABS

13 ~~1-5.1.1 Price.~~ PRICE. A bingo raffle licensee shall MAY not sell a pull tab ticket for a price
14 different than the price stated on the deal's flare.

15 ~~2-5.1.2 Pull tab construction.~~ PULL TAB CONSTRUCTION. A bingo raffle licensee shall MAY not
16 offer to sell or sell a pull tab ticket unless it has a pull tab or seal to be opened by the
17 purchaser.

18 ~~3-5.1.3 Reservation of pull tabs.~~ RESERVATION OF PULL TABS. A bingo raffle licensee shall
19 MAY not set aside or reserve any pull tabs for any person.

20 ~~4-5.1.4 Prohibition against information to players.~~ PROHIBITION AGAINST INFORMATION TO
21 PLAYERS. No person selling pull tabs OR and no person managing or working in any
22 capacity at any bingo game or other places where pull tabs are sold shall MAY state,
23 imply, or in any way indicate to the purchaser of pull tabs the number or type of tickets
24 that have been redeemed or that remain in the container.

25 ~~5-5.1.5 Defective pull tabs.~~ DEFECTIVE PULL TABS. A bingo raffle licensee shall MAY not
26 permit the display, sale, or operation of any A DEFECTIVE pull tabs. ~~which~~

27 (A) THE FOLLOWING ARE TYPES OF DEFECTIVE PULL TABS:

28 (1) A PULL TAB THAT IS ~~may have been~~ marked, defaced, tampered with, or
29 otherwise placed in a condition or operated in a manner which THAT may
30 deceive the public.

31 (2) A series or deal of pull tabs is ~~considered defective when~~ THAT CONSISTS
32 OF more than one serial number, color code, or ticket name ~~is included in~~
33 a series or deal.

34 (3) A PULL TAB THAT CONTAINS ~~P~~printers² or manufacturer²s mistakes or
35 misstatements ~~on tickets, which statements~~ THAT adversely affect the

1 gross receipts and/or profit of the pull tab series or deal, ~~shall be~~
2 ~~considered a defect.~~

3 (B) The ~~bingo raffle~~ licensee ~~shall~~ MUST immediately remove ~~the~~ A defective pull tab
4 deal or series from display ~~and sale~~ and refund the purchase price of all presented
5 winning tickets and all unopened tickets in the players' possession.

6 (C) The ~~bingo raffle~~ licensee ~~shall~~ MUST notify the ~~licensing authority~~ SECRETARY
7 OF STATE in writing within ~~seventy two (72)~~ 72 hours of ~~the discovery~~
8 DISCOVERING ~~of~~ a defective series or deal of pull tabs.

9 (D) The ~~bingo raffle~~ licensee ~~shall~~ MUST return the defective pull tabs ~~that are~~ in the
10 licensee's possession, including all returned, redeemed, and unopened tickets, to
11 the manufacturer, no earlier than ~~thirty (30) days~~ THE THIRTIETH DAY after
12 discovery of ~~the defective tickets~~ or the inspection of the defective deal or series
13 by the ~~licensing authority~~ SECRETARY OF STATE, which-ever comes first.

14 ~~6-5.1.6 No commingling.~~ NO COMMINGLING. A ~~bingo raffle~~ licensee ~~shall~~ MAY not commingle
15 pull tab deals ~~and shall not~~ OR display, ~~offer to sell or~~ sell a commingled deal. A
16 commingled series or deal of pull tabs is one containing two or more serial numbers of
17 the same form number.

18 ~~7-5.1.7 Identical form and serial numbers.~~ IDENTICAL FORM AND SERIAL NUMBERS. A ~~bingo~~
19 ~~raffle~~ licensee ~~shall~~ MAY not knowingly obtain or allow ~~upon the licensed premises,~~ a
20 deal of pull tabs or portion thereof with the same serial number, form number, and color
21 code combination as ~~any other~~ ANOTHER deal of pull tabs, or portion thereof, in the
22 possession or on the premises of the licensee.

23 ~~8-5.1.8 Removal of deal from play.~~ REMOVAL OF DEAL FROM PLAY. A ~~bingo raffle~~ licensee
24 ~~shall~~ MAY not remove any deal or series of pull tab tickets or any unsold portion thereof
25 from display ~~and/or~~ sale after the first ticket from ~~such~~ THE deal or series ~~has been~~ IS sold
26 ~~except upon order of the licensing authority~~ UNLESS THE SECRETARY OF STATE or any
27 law enforcement authority ORDERS THE REMOVAL or ~~on account of~~ WHEN THERE IS
28 demonstrated unsalability.

29 ~~a-(A)~~ (A) A ticket or portion of a pull tab deal or series is unsalable if it ~~has been~~ WAS
30 displayed and openly offered throughout the duration of at least two consecutive
31 bingo occasions at the SAME LOCATION. ~~particular location where pull tabs have~~
32 ~~been sold for at least two weeks or~~ PULL TABS AT BAR AND CLUBROOMS ARE
33 UNSALABLE IF THEY ~~has been~~ WERE displayed and ~~openly~~ offered for sale
34 ~~continuously~~ for a two-week period WITHOUT ANY PULL TAB TICKETS FROM
35 THAT DEAL OR SERIES BEING SOLD. ~~at any bar, clubroom, or other pull tab~~
36 ~~location of the bingo raffle licensee and no sale of a pull tab from the deal or~~
37 ~~series has been made during the two week period.~~

38 ~~b-(B)~~ (B) The ~~bingo raffle~~ licensee ~~shall~~ MUST keep any unsold or unsalable pull tab tickets
39 unopened for a period of six ~~(6)~~ months following the end of the quarter in which
40 ~~such~~ THE tickets were removed from sale unless the pull tabs were removed from
41 sale because of defects.

1 e-(C) The ~~bingo raffle~~ licensee shall MUST destroy, after the time specified in ~~Rule~~
2 ~~6.0.A.8.b~~ RULE 5.1.8(B), all pull tabs that ~~have been~~ WERE removed from sale, ~~in~~
3 ~~such a manner as to deface and destroy any winning combination of numbers or~~
4 ~~symbols.~~

5 ~~9-5.1.9 Defacing winning pull tabs.~~—DEFACING WINNING PULL TABS. ~~Prior to~~ BEFORE the end
6 of the bingo occasion, the ~~bingo raffle~~ licensee shall MUST ensure that the winning
7 combination of every winning pull tab ticket is defaced ~~in such a manner~~ SO that the
8 winning ticket combination ~~can still be identified~~ IS IDENTIFIABLE but cannot be ~~used or~~
9 ~~altered OR for used~~ again.

10 a-(A) A ~~bingo raffle~~ licensee that conducts pull tabs only on ITS premises ~~owned by it,~~
11 ~~or in its sole control,~~ shall MUST deface the winning pull tab tickets ~~prior to the~~
12 ~~daily close of such premises~~ DAILY.

13 b-(B) The ~~bingo raffle~~ licensee shall MUST keep all redeemed winning tickets of \$20 or
14 more and all opened flares and sign-up sheets for seal pull tabs for six months
15 following the end of the quarter in which the tickets were redeemed.

16 ~~10-5.1.10~~ **Paying pull tab prizes.**—PAYING PULL TAB PRIZES.

17 (A) The ~~bingo raffle~~ licensee shall MAY not redeem a ticket from a seal or pull tab for
18 any other prize than ~~that shown~~—THE PRIZE on the flare for the symbol
19 combination on the WINNING ticket ~~presented for redemption.~~

20 (B) The ~~bingo raffle~~ licensee shall MUST award a prize only upon PRESENTATION
21 ~~presentment,~~ verification, and redemption of a ticket showing a winning
22 combination, except when the deal of pull tabs is a “Last Sale” LAST SALE deal
23 as designated ~~my~~ BY the manufacturer of the pull tab deal-.

24 (C) IF PULL TAB TICKETS ARE SOLD AT A BAR OR CLUBROOM, THE LICENSEE MAY
25 MAINTAIN A SEPARATE CASH FUND IN A SECURE CONTAINER ON THE PREMISES
26 TO TRACK PROCEEDS AND PAY OUT PULL TAB PRIZES. THIS CASH FUND MAY NOT
27 EXCEED \$2,000.

28 ~~B-5.2 Seal Pull Tab Operations.~~—SEAL PULL TAB OPERATIONS.

29 ~~1-5.2.1 Number of deals in play.~~—NUMBER OF DEALS IN PLAY. A ~~bingo raffle~~ licensee shall
30 MAY not operate, ~~offer for sale,~~ sell, or put into play more than one seal pull tab deal of
31 the same game name, form number, and serial number at one time.

32 ~~2-5.2.2 Flare.~~—FLARE. The ~~bingo raffle~~ licensee shall MUST post the flare for the deal WITH THE
33 DEAL’S SERIAL NUMBER ~~in play~~ at the location of the seal game. The flare shall MUST be
34 posted out of reach but fully visible to any player ~~present,~~ AND MUST CONTAIN ~~—The~~
35 ~~bingo raffle~~ licensee shall keep, post, and maintain for the duration of the game, each seal
36 ~~pull tab deal flare with~~ a correct and accurate record ~~thereon~~ of the names of all holders
37 of redeemed tickets ~~which~~ THAT offer a chance on the seal tab prizes, AS WELL AS ~~and~~ the
38 potential winning combination of each ~~such~~ ticket redeemed.

- 1 3-5.2.3 ~~Hold tickets.~~—HOLD TICKETS. The ~~bingo raffle~~ licensee shall MUST deface and return to
2 the purchaser those tickets redeemed for a chance to win the seal pull tab prize (~~“hold~~
3 ~~tickets”~~).
- 4 4-5.2.4 ~~Sign-up sheet.~~—SIGN-UP SHEET. The ~~Bingo raffle~~ licensee shall MUST maintain a
5 separate list of ~~the addresses of all holders of redeemed tickets~~ REDEEMED TICKET
6 HOLDERS’ ADDRESSES ~~in order~~ to contact them ~~in the event~~ IF they are not present when
7 the winning combinations are revealed.
- 8 5-5.2.5 ~~Small deals.~~—SMALL DEALS.
- 9 (A) The ~~bingo raffle~~ licensee is not required to maintain a list of names and addresses
10 of those winners entitled to a chance to win the seal pull tab prize if the game ~~is a~~
11 ~~small seal pull tab deal.~~—A small deal or game shall be one consisting CONSISTS
12 of 600 or fewer tickets and ~~that~~ is reasonably anticipated to sell out in the course
13 of a single bingo occasion or in one day at a licensee’s bar or club room.
- 14 6-(B) ~~Small deals, sign-up sheet required.~~—SMALL DEALS, SIGN-UP SHEET REQUIRED.
15 The ~~bingo raffle~~ licensee shall MUST prepare a complete and accurate sign-up
16 sheet and address record for any small deal pull tab game that does not sell out as
17 anticipated in a single occasion or day.
- 18 7-5.2.7 ~~Opening seal tab.~~—OPENING SEAL TAB. A player WHO IS eligible to win the seal tab
19 prize shall MUST break or tear open the seal tab for the deal in plain view of all ~~persons~~
20 INDIVIDUALS present when ~~all~~ tickets from a seal pull tab deal ~~have been~~ ARE sold or
21 WHEN the deal ~~has been demonstrated to be~~ IS DECLARED unsalable.
- 22 8-5.2.8 ~~Announcements and postings.~~—ANNOUNCEMENTS AND POSTINGS. The ~~bingo raffle~~
23 licensee shall MUST announce the winning combination(s), the specific form number, the
24 name of the game, the serial number of the deal, and the date the seal tab was opened and
25 shall MUST post ~~such~~ THE information ~~in writing~~ at ~~the location of~~ the game.— The
26 LICENSEE MUST RECORD THE name and license number of the ~~bingo raffle~~ licensee shall
27 ~~be recorded~~ on the flare ~~for the game~~.
- 28 9-5.2.9 ~~Unsold deals.~~—UNSOLD DEALS. The ~~bingo raffle~~ licensee shall MUST announce and post
29 the game name, form number, and serial number of ANY seal pull tab deal that is not sold
30 out before the end of a bingo occasion or the closing time for a bar or clubroom where the
31 deal was offered for sale.— The ~~bingo raffle~~ licensee shall also announce and post the
32 date, time, and place of the next scheduled ~~conduct of~~ pull tab operations and advise the
33 players to retain potential winning tickets until the flare is opened.
- 34 10-5.2.10 ~~Notification of winner.~~—NOTIFICATION OF WINNER. IF THE WINNING TICKET IS
35 NOT REDEEMED UPON THE OPENING OF THE SEAL, THE ~~The bingo raffle~~ licensee shall
36 MUST, within 15 days ~~after the seal is opened~~ OF SEAL OPENING, ~~notify, in writing,~~ SEND
37 WRITTEN NOTICE TO the holder of the winning ticket; at the address shown on the sign-up
38 sheet, ~~stating that said ticket holder is of record as possessing the winning ticket if the~~
39 ~~winning ticket is not redeemed upon the opening of the seal.~~ The notification shall MUST
40 give the game name, ~~and~~ form number, and ~~the~~ serial number of the deal, and ~~must also~~
41 state that the winner must present the winning ticket for verification TO RECEIVE THE
42 PRIZE ~~before any prize may be awarded.~~

1 ~~11-5.2.11~~ **Redemption of pull tabs.**—REDEMPTION OF PULL TABS. The bingo raffle
2 licensee ~~shall~~ MUST redeem and retain seal flare prize winning tickets in the same manner
3 as other winning pull tab tickets.

4 ~~C-5.3~~ **Last Sale Pull Tab Operations.**—LAST SALE PULL TAB OPERATIONS. A bingo raffle licensee
5 offering

6 5.3.1 UPON OPENING A “last sale” deals of ~~pull tabs~~ PULL-TABS for sale ~~shall~~, A LICENSEE
7 MUST display and make available for sale all pull tabs contained in a ~~discrete deal upon~~
8 ~~opening said deal for sale to the public~~ THE DEAL. If the pull tab deal exceeds 5,000
9 tickets, the licensee ~~shall not be~~ IS NOT required to display all pull tabs, but ~~shall~~ MUST
10 post a conspicuous notice upon the receptacle ~~containing such pull tabs~~ indicating
11 whether ~~or not~~ all unsold tickets in the deal are contained in the receptacle. ~~In the event~~
12 that a

13 5.3.2 IF THE licensee is ~~using~~ USES a mechanical pull tab dispensing device, the licensee ~~shall~~
14 MUST post a conspicuous notice upon the machine ~~containing such pull tabs~~, indicating
15 whether ~~or not~~ all unsold tickets in the deal are loaded in the machine.

16 ~~1-5.3.3~~ A bingo raffle licensee may sell or pay in full any pull tab deal that offers a prize for the
17 “last sale” in the deal if the ~~bingo raffle~~ licensee:

18 ~~A-~~(A) Completes the forms required by the ~~Licensing Authority~~ SECRETARY OF STATE
19 for ~~each such~~ “last sale” pull tab ~~prize paid~~ PRIZES and retains the ~~same~~ FORMS
20 for four months after the end of the quarter in which the prize was paid.

21 ~~B-~~(B) Verifies the identification of the winner of the “last sale” pull tab prize,
22 regardless of amount, including ~~such person’s~~ name, address, and driver’s license
23 number or Colorado identification number. No “last sale” prize may be paid
24 without such verified information.

25 ~~D-5.4~~ **Progressive Pull Tab Operations.**—PROGRESSIVE PULL TAB OPERATIONS. A bingo raffle
26 licensee may conduct a progressive pull tab game if it complies with all rules and regulations
27 concerning the sale and operation of pull tabs in general and the following specific requirements:

28 ~~1-5.4.1~~ **Number allowed.**—NUMBER ALLOWED. A ~~bingo raffle~~ licensee ~~shall~~ MAY not offer, put
29 into play or have in play more than one progressive pull tab deal at any ~~one~~ time.

30 ~~2-5.4.2~~ **Continuous play.**—CONTINUOUS PLAY. Once a progressive pull tab game ~~has been~~
31 started STARTS, it ~~shall remain in play continuously~~ MUST CONTINUE until ~~such time as a~~
32 jackpot winner is determined.

33 ~~3-5.4.3~~ **Offered for play.**—OFFERED FOR PLAY. Once a progressive pull tab game ~~has been~~
34 started STARTS AT A BINGO OCCASION, A LICENSEE MUST OFFER THE GAME ~~it shall be~~
35 offered for play either at each succeeding bingo occasion ~~of the sponsoring~~ SPONSORED
36 BY THE ~~bingo raffle~~ licensee., ~~if such game is begun at a bingo occasion or on each~~
37 ~~succeeding day, if such~~ IF A PROGRESSIVE PULL TAB game is ~~begun~~ -STARTS on the
38 ~~bingo raffle~~ licensee’s premises, ~~such as a bar or club room~~, THE LICENSEE MUST OFFER
39 THE GAME ON EACH SUCCESSIVE DAY THAT THE PREMISES IS OPEN.

1 ~~4-5.4.4 Award of prizes.~~—AWARD OF PRIZES. A ~~bingo raffle~~ licensee ~~shall~~ MUST only award
2 prizes in a progressive pull tab game in accordance with the manufacturer’s pre-
3 designated prize structure for the game.

4 ~~5-5.4.5 Flare format.~~—FLARE

5 (A) FORMAT. The flare or jackpot card for each deal in a progressive pull tab game
6 ~~shall~~ MUST show, ~~in addition to all other information required for pull tab flares~~
7 ~~in general~~, the amount dedicated to the progressive jackpot prize and the current
8 total of ~~such~~ THE prize. The jackpot prize amount ~~shall~~ MUST be modified on the
9 flare each time a contribution is made to the jackpot from sales of progressive
10 pull tab tickets at the immediately preceding occasion and the sales of
11 progressive pull tab tickets during the current occasion.

12 ~~6-(B) Display of flare.~~—DISPLAY. The ~~bingo raffle~~ licensee ~~shall~~ MUST display or keep
13 available for viewing, the flare or jackpot card for each deal in a progressive pull
14 tab game ~~that is being~~ played or THAT has been played during the course of a
15 progressive game. The flare ~~shall~~ MUST be available for viewing at ~~the location~~
16 ~~of the game~~ at all times ~~when~~ the game is in play; until the progressive jackpot
17 prize is won.

18 ~~7-5.4.6 Maximum prize.~~—MAXIMUM PRIZE.

19 (A) THE MAXIMUM JACKPOT PRIZE FOR A PROGRESSIVE PULL TAB IS \$5,000.

20 (B) ONCE THE JACKPOT AMOUNT REACHES \$5,000, THE LICENSEE MAY NOT MAKE
21 ANY FURTHER CONTRIBUTIONS TO THE JACKPOT AMOUNT.

22 (C) ALL PROCEEDS FROM THE SALE OF PROGRESSIVE PULL TABS AFTER THE JACKPOT
23 AMOUNT REACHES \$5,000 ARE CONSIDERED PART OF THE BINGO-RAFFLES
24 LICENSEE’S GROSS PROCEEDS FROM THE PROGRESSIVE GAME.

25 (D) If a jackpot prize reaches \$5,000 without a winner,:

26 (1) ~~the bingo raffle~~—THE licensee must award the prize in accordance with
27 the manufacturer’s specifications for ~~the determination of~~ DETERMINING
28 a winner upon accumulation of the maximum amount; OR

29 (2) If there are no specifications built into the progressive game being
30 conducted, the game shall continue in accordance with the
31 manufacturer’s specifications until the game is won. THE LICENSEE
32 HOWEVER, MAY NOT MAKE FURTHER CONTRIBUTIONS TO THE JACKPOT
33 AMOUNT IN ACCORDANCE WITH RULE 5.4.6(C). ~~Once the jackpot amount~~
34 ~~reaches \$5,000, the bingo raffle licensee will not make any further~~
35 ~~contributions to the jackpot amount. All proceeds from the sale of~~
36 ~~progressive pull tabs after the jackpot amount reaches \$5,000 are~~
37 ~~considered part of the bingo raffles licensee’s gross proceeds from the~~
38 ~~progressive game.~~

39 ~~8-5.4.7 Loss of license before award of jackpot.~~—LOSS OF LICENSE BEFORE AWARD OF
40 JACKPOT.

1 (A) If a bingo raffle licensee is conducting a progressive jackpot pull tab game and
2 before a jackpot has been awarded, a bingo raffle licensee's license expires, is
3 not renewed, is suspended, revoked or surrendered, or if the bingo raffle licensee
4 permanently terminates its bingo operations or terminates its operations at a
5 particular location for whatever reason, BEFORE A PROGRESSIVE PULL TAB
6 JACKPOT IS AWARDED, the jackpot prize winner shall be determined and the prize
7 awarded on the licensee's last authorized bingo occasion. THE LICENSEE MUST
8 DETERMINE A WINNER AND AWARD THE JACKPOT PRIZE ON THE LICENSEE'S LAST
9 AUTHORIZED BINGO OCCASION AT THE LOCATION WHERE THE PROGRESSION WAS
10 STARTED.

11 (B) If there is no winner of the jackpot prize on the last authorized occasion, the
12 bingo raffle licensee shall MUST conduct a public drawing for the prize by
13 issuing one FREE ticket free of charge to each ELIGIBLE member of the public
14 who is present at the end of the occasion, who is at least eighteen years of age,
15 and who is not involved in the conduct of the occasion or the management,
16 rental, or ownership of the commercial bingo facility at which the occasion is
17 conducted in any manner, without regard to whether the person INDIVIDUAL was
18 a participant in any game of chance during the occasion.— The jackpot winner
19 will be IS the person INDIVIDUAL whose ticket is drawn at random from a
20 receptacle in which all tickets have been placed.

21 ~~9-5.4.8~~ **Serial and form numbers.**—SERIAL AND FORM NUMBERS. The bingo raffle licensee shall
22 MAY not pay a prize amount unless the serial and form numbers of the winning ticket
23 match the serial and form numbers of a deal contributing to the jackpot amount.

24 ~~10-5.4.9~~ **Conclusion of game.**—CONCLUSION OF GAME. A progressive pull tab game shall
25 MUST end with the award of the cumulative jackpot prize or, if the jackpot prize is
26 unclaimed, upon expiration of a fifteen-15-day period after determination of the winner.
27 If, however, a jackpot prize is not claimed by the next day or occasion on which the
28 licensee conducts pull tab activities, the bingo raffle licensee may begin a new
29 progressive pull tab game and shall not be deemed to be conducting more than one such
30 game at one time.

31 ~~11-5.4.10~~ **Display of winner(s) and notice to winner(s).**—DISPLAY OF WINNER(S) AND
32 NOTICE TO WINNER(S). If a jackpot prize is not claimed upon determination of a winner, a
33 bingo raffle licensee shall continue to display all flares and jackpot cards for fifteen-15
34 days after such determination. The display shall be in plain view of all players at the
35 licensee's bingo occasions or pull tab operations. The licensee shall also provide the
36 winner with the notice prescribed for all winners.

37 ~~12-5.4.11~~ **Unclaimed prizes.**—UNCLAIMED PRIZES. Unclaimed progressive pull tab prizes
38 shall become ARE the property of the bingo raffle licensee after fifteen-15 days from
39 AFTER A WINNER IS DETERMINED the determination of a winner, provided that the bingo
40 raffle licensee has complied with the requirements of these rules.

41 ~~E-5.5~~ **Multiple locations.**—MULTIPLE LOCATIONS. A bingo raffle licensee that conducts bingo
42 occasions at two or more locations may conduct pull tab operations at each location if the bingo
43 raffle licensee complies with the following:

1 ~~1-5.5.1 Different deals.~~ The bingo raffle licensee must use USES a different deal of pull tabs at
2 each location.; and

3 ~~2-5.5.2 No identical deals at different locations.~~ The bingo raffle licensee shall DOES not use
4 pull tabs with the same name, form number and serial number at MORE THAN ONE each
5 location.; and

6 ~~3-5.5.3 Termination of operations at premises.~~ TERMINATION OF OPERATIONS AT PREMISES. If
7 the bingo raffle licensee terminates operations at one location, THE LICENSEE MUST
8 DISPLAY AND SELL all opened pull tab deals from the terminated location ~~shall be~~
9 ~~displayed and sold~~ with the pull tabs at ONE OF the remaining locations.; and

10 ~~4-5.5.4 Records.~~ RECORDS. The bingo raffle licensee MUST MAINTAIN ~~maintains~~ the required
11 records for all such deals regardless of the location where the pull tabs were sold and
12 ~~makes~~ MUST MAKE those records available to the ~~licensing authority~~ SECRETARY OF
13 STATE upon request at the location where the pull tabs were sold.

14 **Current Rule 7.0 is amended and re-codified as Rule 6:**

15 ~~**7.0 ELECTRONIC BINGO AID DEVICES.**~~

16 **RULE 6. ELECTRONIC BINGO AID DEVICES**

17 ~~A-6.1 Usage of electronic bingo aid devices.~~ USAGE OF ELECTRONIC BINGO AID DEVICES.

18 ~~4-6.1.1 New usage.~~ NEW USAGE. A bingo raffle licensee that is not using an electronic bingo aid
19 device on the effective date of these rules but intends to use any electronic bingo aid
20 device after such effective date shall notify the licensing authority in writing and shall
21 ~~provide~~ MUST PROVIDE THE FOLLOWING TO THE SECRETARY OF STATE IN WRITING:

22 a-(A) The name and address of the manufacturer and the licensed COLORADO supplier
23 in Colorado; and

24 b-(B) The make, model, and description of the electronic bingo aid device or bingo aid
25 computer system THAT the bingo raffle licensee intends to offer for use or put
26 into play.

27 ~~2-6.1.2 Bingo aid system.~~ BINGO AID SYSTEM. A bingo raffle licensee that uses a bingo aid
28 computer system to record, track, or process any bingo transactions during a bingo
29 occasion shall MUST use the system to record, track, and process all bingo transactions
30 occurring during that occasion, ~~without regard to whether such transactions involve an~~
31 ~~electronic bingo aid device.~~

32 6.1.3 USE OF BINGO AID SYSTEM WITHOUT BINGO AID DEVICES. A LICENSEE MAY USE A BINGO
33 AID COMPUTER SYSTEM AT ANY TIME. A LICENSEE MUST USE A BINGO AID COMPUTER
34 SYSTEM IF PLAYERS ARE ALLOWED TO USE ELECTRONIC BINGO AID DEVICES DURING A
35 BINGO OCCASION.

36 *[Former Rule 7.0(A)(4) is amended and relocated to this New Rule 6.1.3]*

1 ~~3-6.2~~ **Required reports.**—REQUIRED REPORTS. A bingo raffle licensee that uses a bingo aid computer
2 system shall comply with all of the accounting, record keeping and reporting requirements
3 imposed by statute and these rules and shall MUST produce and attach to its daily bingo occasion
4 records the report generated by the bingo aid computer system.— The report shall—MUST show at
5 least the following information:

6 a-6.2.1 The REPORTING LICENSEE’S name of the reporting licensee;

7 ~~b-6.2.2~~ The date and time of the bingo occasion reported;

8 e-6.2.3 A description of each transaction processed, including all voids and refunds, which
9 shows:

10 ~~(1)~~(A) The time the transaction took place; and

11 ~~(2)~~(B) The quantity, description and price of all cards and sheets, including specials,
12 progressives and extras that were sold, refunded or voided in the course of the
13 transaction; and

14 ~~(3)~~(C) The charges for any electronic bingo aid device furnished in connection with the
15 transaction; and

16 ~~(4)~~(D) The manufacturer’s identification number (serial number) for all cards and sheets
17 sold in conjunction with an electronic bingo aid device; and

18 ~~(5)~~(E) The total number AND RELATED CHARGES FOR ALL of electronic bingo aid
19 devices sold, leased or furnished in connection with the reported occasion and the
20 total charges made for such devices.

21 4. — ~~Use of bingo aid system without bingo aid devices.~~ A bingo raffle licensee may use a
22 bingo aid computer system without using, leasing, selling, purchasing or possessing any
23 electronic bingo aid device, but may not use, allow the use of, or distribute to players any
24 electronic bingo aid device without using a bingo aid computer system to record, track
25 and process its bingo transactions at the bingo occasion during which the bingo aid
26 device is used.

27 *[Former Rule 7.0(A)(4) is amended and relocated to New Rule 6.1.3]*

28 6.3 DATA BACKUP AND SECURITY.

29 ~~5-6.3.1~~ **Data backup.**—DATA BACKUP. A bingo raffle licensee that uses a bingo aid computer
30 system shall back up and preserve its bingo transaction data, together with the data for
31 any other games of chance transactions recorded in the system during the occasion, at the
32 conclusion of each occasion during which the system is used. The data shall be copied
33 and saved to floppy disk, tape, or other removable medium, and kept by the licensee as
34 required games of chance record for a period of two calendar years following the
35 calendar year in which the bingo aid computer system was used. AT THE END OF AN
36 OCCASION, A LICENSEE MUST SAVE ALL TRANSACTION DATA AND KEEP AN ELECTRONIC
37 COPY OF THE DATA FOR TWO CALENDAR YEARS AFTER THE OCCASION.

38 ~~6-6.3.2~~ **Data security**—DATA SECURITY

1 a-(A) A ~~bingo raffle~~ licensee ~~shall~~ MUST not access or attempt to access ~~any~~ A bingo
2 aid computer system data that does not belong to the licensee.

3 b-(B) Each ~~bingo raffle~~ licensee ~~shall make every reasonable effort to~~ MUST protect,
4 secure and safeguard its unique system identification from UNAUTHORIZED
5 disclosure ~~to or use. by any other person, and shall report~~ IF THE LICENSEE
6 DISCOVERS OR SUSPECTS THAT SYSTEM SECURITY HAS BEEN BREACHED OR
7 COMPROMISED, THE LICENSEE MUST:

8 b-(B) ~~Each bingo raffle~~ A licensee ~~shall make every reasonable effort to~~ MUST protect,
9 secure and safeguard its unique system identification from UNAUTHORIZED
10 disclosure ~~to or use. by any other person, and shall report to the licensing~~
11 ~~authority immediately upon discovery any known or suspected breach or~~
12 ~~compromise of such protection. When the security of a licensee's user~~
13 ~~identification has or may have been compromised, the bingo raffle licensee shall~~
14 ~~disable such identification and methods of access and shall either issue new~~
15 ~~identification and passwords if able, or cease use of the bingo aid computer~~
16 ~~system until new identification and methods of access have been provided by the~~
17 ~~manufacturer, supplier or agent. IF THE LICENSEE DISCOVERS OR SUSPECTS THAT~~
18 SYSTEM SECURITY HAS BEEN BREACHED OR COMPROMISED, THE LICENSEE MUST:

19 (1) IMMEDIATELY REPORT THE BREACH OR COMPROMISE TO THE
20 SECRETARY OF STATE, AND

21 (2) DISABLE ACCESS TO THE SYSTEM AND EITHER ISSUE NEW
22 IDENTIFICATION AND PASSWORDS OR STOP USING THE SYSTEM UNTIL
23 NEW IDENTIFICATION AND METHODS OF ACCESS HAVE BEEN PROVIDED
24 BY THE MANUFACTURER, SUPPLIER OR AGENT.

25 e-(C) ~~The games manager(s) or officer(s) of the bingo raffle licensee shall maintain~~
26 ~~custody and control of the bingo raffle licensee's identification, password(s),~~
27 ~~token(s) or other method(s) of access to the bingo aid computer system and shall~~
28 ~~not release, make known or transfer such identification, password(s), token(s) or~~
29 ~~other method(s) of access to any other person except upon order of the licensing~~
30 ~~authority or a duly constituted law enforcement agency. CONTROL OF THE MEANS~~
31 ~~OF ACCESS, LIKE IDENTIFICATION, PASSWORDS, OR TOKENS, TO THE LICENSEE'S~~
32 ~~BINGO AID COMPUTER SYSTEM IS THE RESPONSIBILITY OF DESIGNATED GAMES~~
33 ~~MANAGERS OR OFFICERS. THE DISCLOSURE OR TRANSFER OF THE MEANS OF~~
34 ~~ACCESS IS STRICTLY PROHIBITED UNLESS DISCLOSURE OR TRANSFER IS ORDERED~~
35 ~~BY THE SECRETARY OF STATE OR A LAW ENFORCEMENT AUTHORITY.~~

36 **B-6.4 ~~Player usage~~ PLAYER USAGE**

37 1-6.4.1 ~~Single player usage.~~ A bingo raffle licensee ~~shall not allow a player to use more than~~
38 ~~one electronic bingo aid device at any bingo occasion, whether for that player or on~~
39 ~~behalf of another player. SINGLE PLAYER USAGE. A BINGO PLAYER MAY USE ONLY ONE~~
40 ~~ELECTRONIC BINGO AID DEVICE DURING AN OCCASION.~~

41 2-6.4.2 ~~Maximum number of faces.~~ MAXIMUM NUMBER OF FACES. A bingo raffle licensee
42 ~~shall not knowingly allow a player to use an~~ A LICENSEE MAY NOT PROGRAM AN

1 electronic bingo aid device ~~that has~~ TO PLAY more than ~~thirty-six (36)-~~54 faces PER BINGO
2 GAME.

3 ~~3-6.4.3~~ **Passive Play.**—~~PASSIVE PLAY. A bingo raffle licensee shall not allow~~ The passive play
4 of ~~any~~A bingo game by means of ~~any~~electronic bingo aid device IS PROHIBITED. ~~Any~~
5 ~~player using such a device shall be required to~~PLAYERS MUST physically enter each
6 number called by either manually entering the number or by touching a button or a screen
7 icon.

8 Current Rule 8.0 is amended and re-codified as Rule 7:

9 ~~8.0 PROMOTIONS BY BINGO RAFFLE LICENSEES.~~

10 **RULE 7. PROMOTIONS BY BINGO-RAFFLE LICENSEES**

11 ~~A-7.1~~ **Promotions allowed.**—~~PROMOTIONS ALLOWED. A bingo raffle licensee may conduct a promotion~~
12 on its own or on leased premises where ~~the chance to win the prize is not conditioned upon a~~
13 ~~payment to enter the promotion contest, except that a bingo raffle licensee may charge a fee to~~
14 ~~enter the premises~~—NO PURCHASE IS NECESSARY TO ENTER THE CONTEST. A LICENSEE MAY
15 CHARGE AN ADMISSION FEE TO ENTER ITS PREMISES TO PARTICIPATE IN A BINGO OCCASION
16 SEPARATE FROM THE PROMOTION, BUT THE LICENSEE MUST ALLOW ANYONE PARTICIPATING IN
17 THE PROMOTIONAL CONTEST TO BE PRESENT WHEN THE PRIZE IS AWARDED.

18 ~~1-7.1.1~~ **Reporting requirements.**—~~The bingo raffle~~A licensee that conducts a promotion
19 ~~pursuant to this rule 8.0.A.~~ must report AWARDED PRIZE INFORMATION to the licensing
20 authority ~~within ten days~~:IN ACCORDANCE WITH SECTION 12-9-102.5(4)(A), C.R.S.

21 a. ~~— The merchandise, services or cash awarded as a prize;~~

22 b. ~~— The retail value of the prize;~~

23 c. ~~— The name and address of the winner of the prize;~~

24 d. ~~— The bingo raffle licensee that awards a promotion prize or prizes during a~~
25 ~~calendar quarter shall include the information in Rule 8.0.A.1.a, b. and on its~~
26 ~~quarterly report for that quarter.~~

27 ~~2-7.1.2~~ **Promotion prize limits.**—~~PROMOTION PRIZE LIMITS. The bingo raffle licensee shall~~MUST
28 not offer merchandise, services, or cash THAT EXCEEDS \$1,000 IN VALUE as a prize ~~in a~~
29 ~~promotion that exceeds \$1,000 in value~~ for any single promotion.

30 ~~B-7.2~~ **Relationship with landlord licensee promotions.**—~~RELATIONSHIP WITH LANDLORD LICENSEE~~
31 ~~PROMOTIONS. A bingo raffle licensee may conduct a promotion concurrently with any~~
32 ~~PROMOTION SPONSORED BY A landlord licensee-sponsored promotion. However, if~~IF the bingo
33 ~~raffle licensee agrees to participate in the landlord licensee's promotion and agrees to pay a~~
34 ~~portion of the costs of the promotion, such costs shall not exceed \$1,000.00.~~

35 Current Rule 9.0 is amended and re-codified as Rule 8:

36 ~~9.0 RAFFLES.~~

1 **RULE 8. RAFFLES**

2 ~~A-8.1~~ **General requirements.**—GENERAL REQUIREMENTS. ~~Bingo raffle~~ Licensees that conduct raffles
3 shall comply with the following:

4 ~~4-8.1.1~~ **Selling Tickets.**—SELLING TICKETS.

5 ~~a.~~(A) ~~Only~~ EXCEPT AS PROVIDED IN RULE 8.1.1(E), ONLY members of the ~~bingo raffle~~
6 licensee may sell tickets for entry into a raffle drawing. MEMBERS MAY NOT
7 RECEIVE REMUNERATION FOR SELLING RAFFLE TICKETS, AND MAY NOT SELL
8 RAFFLE TICKETS WHILE THEY ARE RECEIVING COMPENSATION FOR PERFORMING
9 REGULAR DUTIES FOR THE LICENSEE.

10 ~~b.~~(B) A LICENSEE MUST SELL ~~T~~ickets for entry in a raffle drawing ~~shall be sold~~ at a
11 stated price, and each ticket ~~constitutes~~ MUST CONSTITUTE a separate and equal
12 chance to win ~~with all other tickets sold~~.

13 ~~e.~~(C) A LICENSEE MUST PROVIDE ANY CONDITIONS THAT MAY AFFECT THE “~~S~~stated
14 price” for the purposes of this rule means that the ~~bingo raffle licensee must~~ OF A
15 RAFFLE TICKET ~~provided information~~ to the public prior to the sale of the first
16 raffle ticket. ~~that provide~~ IF ANY OF THE FOLLOWING APPLY, THEN THE LICENSEE
17 MUST PROVIDE THE INFORMATION TO THE TICKET PURCHASER AT THE TIME OF
18 SALE:

19 (1) The date, ~~before which~~, OR DATES THAT the price of ~~any~~ AN individual
20 ticket or group of tickets may ~~be lower than the price of tickets sold after~~
21 ~~such date~~ INCREASE OR DECREASE.

22 (2) Any discounted price that is based on the purchase of a minimum
23 number of tickets.

24 (3) The method of determining the number of tickets at a set price, such as in
25 a “stretch” raffle.

26 ~~d.~~(D) A ~~bingo raffle~~ licensee may sell raffle tickets at bingo occasions, if:

27 (1) The proceeds from ~~the~~ RAFFLE TICKET sales ~~of tickets for each raffle sold~~
28 ~~at bingo occasions~~ are recorded separately FROM BINGO SALES; and

29 (2) ~~The right to purchase~~ PURCHASE OF a raffle ticket is not conditioned on
30 the purchase of ~~a right to play~~ bingo CARDS OR FACES, ~~or~~ pull tabs, or
31 payment of an admission fee to play bingo.

32 (E) LICENSEES MAY CONTRACT WITH A CALL FULFILLMENT CENTER TO PROCESS
33 RAFFLE TICKET ORDERS IF:

34 (1) THE CALL FULFILLMENT CENTER ONLY RECEIVES INCOMING CALLS
35 FROM TICKET-PURCHASERS AND PROCESS TICKET-PURCHASER
36 INFORMATION;

1 (2) THE CALL FULFILLMENT CENTER DOES NOT PROCESS PAYMENTS FOR
2 RAFFLE TICKETS AND DOES NOT MAKE OUTGOING CALLS TO SOLICIT
3 PURCHASES OR ENCOURAGE INCOMING CALLERS TO PURCHASE
4 ADDITIONAL RAFFLE TICKETS; AND

5 (3) THE LICENSEE SUBMITS A FORM PRESCRIBED BY THE SECRETARY OF
6 STATE THAT CONTAINS DETAILS OF THE AGREEMENT BETWEEN THE
7 LICENSEE AND THE CALL FULFILLMENT CENTER PRIOR TO THE SALE OF
8 RAFFLE TICKETS THROUGH THE CALL FULFILLMENT CENTER.

9 ~~2-8.1.2~~ ~~Format of tickets.~~—FORMAT OF TICKETS. All tickets must be discrete from every other
10 ticket sold and may be identified by symbols, numbers, color, design or combination
11 thereof.

12 ~~3-8.1.3~~ ~~Ownership of prizes.~~—OWNERSHIP OF PRIZES. The ~~bingo-raffle~~ licensee ~~shall~~ MUST fully
13 own any merchandise offered as a raffle prize except as provided in ~~9.0.B, C, and D of~~
14 ~~these rules~~ RULES 8.2, 8.3, AND 8.4. The raffle prize ~~shall~~ MUST be free of any debt(s),
15 lien(s) and encumbrance(s) prior to the sale of any raffle tickets.

16 ~~4-8.1.4~~ ~~Prizes exceeding \$1000 in value.~~—PRIZES EXCEEDING \$1,000 IN VALUE. IF THE TOTAL
17 RETAIL VALUE OF A SINGLE RAFFLE PRIZE EXCEEDS \$1,000, ~~AA bingo-raffle licensee that~~
18 ~~conducts a raffle in which the total retail value of the prize or prizes exceeds one~~
19 ~~thousand (\$1,000.00) dollars~~ \$1,000 ~~shall also~~ MUST:

20 *[Colorado Friends of NRA submitted a recommendation to the Secretary of State to change the*
21 *threshold for special raffle requirements. The Secretary of State will consider this revision, but*
22 *the office is concerned with the recommended change that would only require that special tickets*
23 *be printed if the value of a single prize exceeds \$1,000, rather than if the aggregate value of all*
24 *prizes exceeds that number. This office is concerned that the revision will severely compromise*
25 *public faith in large raffles by curbing the Secretary of State’s ability to regulate, and could lead*
26 *to an increase in fraudulent raffles.]*

27 ~~a-~~(A) Print a paper ticket stating the bingo-raffle license number and the name of the
28 licensee, exactly as it appears on ~~the~~ ITS license, together with the date, time and
29 place of the drawing, the cost of the ticket, an adequate description of the major
30 prize or prizes offered, the date ~~before which the cost of the ticket may be lower~~
31 ~~than after such date~~ OR DATES, IF ANY, WHEN THE TICKET PRICE WILL INCREASE
32 OR DECREASE, the cost if tickets are purchased as part of a package, and the word
33 “Raffle”.

34 ~~b-~~(B) Print on ~~the~~ EACH ticket a statement ~~informing the holder~~ INDICATING whether
35 the holder’s ~~presence is required at the drawing in order~~ PRESENCE IS REQUIRED
36 to win ~~a~~ THE RAFFLE prize.

37 ~~e-~~(C) Print a ticket stub providing for the entry of the name and mailing address of the
38 ticket purchaser—IF:

39 (1) PRESENCE IS NOT REQUIRED TO WIN;

40 (2) PRESENCE IS REQUIRED TO WIN AND TICKETS ARE SOLD ON ANY DAY
41 OTHER THAN THE DAY OF THE DRAWING; OR

1 (3) PRESENCE IS REQUIRED TO WIN AND TICKETS ARE SOLD AT ANY
2 LOCATION OTHER THAN THE LOCATION OF THE DRAWING.

3 ~~d.~~(D) Retain all ~~winning~~ raffle ticket stubs, ~~non-winning ticket stubs~~ and unsold tickets
4 for six months following the quarter in which the raffle was held.

5 ~~e.~~ Notify all winners by U.S. postal service certified mail; return receipt requested,
6 who have not claimed their prize(s) within thirty (30) days of the drawing. The
7 notification shall state the prize won, a telephone number of a contact person, and
8 the time and location where the prize(s) can be claimed. If the prize has not been
9 claimed within thirty (30) days of receipt of the notification, the bingo raffle
10 licensee may retain the prize or offer it in another raffle.

11 ~~f.~~(E) File a voided ticket for ~~such~~ THE raffle with the ~~Licensing Authority~~ SECRETARY
12 OF STATE prior to the sale of any tickets.

13
14 8.1.5 REQUIRING PRESENCE AT DRAWING TO WIN. A LICENSEE MAY REQUIRE A TICKET
15 HOLDER'S PRESENCE AT THE RAFFLE DRAWING IN ORDER TO CLAIM A PRIZE.

16 (A) IF A TICKET HOLDER'S PRESENCE IS REQUIRED TO WIN, THE LICENSEE MUST
17 PROVIDE A REASONABLE AMOUNT OF TIME FOR THE HOLDER TO CLAIM HIS OR
18 HER PRIZE. THE TIME TO CLAIM THE PRIZE MAY NOT EXCEED 30 MINUTES. IF NO
19 TICKET HOLDER CLAIMS A PRIZE AFTER A REASONABLE AMOUNT OF TIME, THE
20 LICENSEE MUST CONTINUE DRAWING TICKETS UNTIL THE PRIZE IS CLAIMED.

21 (B) IF PRESENCE IS NOT REQUIRED TO WIN, THE LICENSEE MUST NOTIFY ALL
22 WINNERS BY U.S. POSTAL SERVICE CERTIFIED MAIL, RETURN RECEIPT
23 REQUESTED, WHO HAVE NOT CLAIMED THEIR PRIZE(S) WITHIN 30 DAYS OF THE
24 DRAWING. THE NOTIFICATION MUST STATE THE PRIZE WON, A TELEPHONE
25 NUMBER OF A CONTACT PERSON, AND THE TIME AND LOCATION WHERE THE
26 WINNER MAY CLAIM HIS OR HER PRIZE(S). IF A PRIZE IS NOT CLAIMED WITHIN 30
27 DAYS OF RECEIPT OF THE NOTIFICATION, THE LICENSEE MAY RETAIN THE PRIZE
28 OR OFFER IT IN ANOTHER RAFFLE.

29 ~~5-8.1.6 Cancellation.~~ CANCELLATION. A ~~bingo raffle~~ licensee ~~shall~~ MUST not cancel a raffle
30 after the first raffle ticket has been sold unless the ~~bingo raffle~~ licensee can demonstrate
31 to the ~~licensing authority~~ SECRETARY OF STATE that it maintained name and address
32 records for every RAFFLE TICKET purchaser ~~of a raffle ticket~~ and can refund the purchase
33 amount to every purchaser.

34 ~~6-8.1.7 Postponing a drawing.~~ POSTPONING A DRAWING. A ~~bingo raffle~~ licensee ~~shall~~ MUST
35 not alter or postpone a raffle after the first raffle ticket has been sold unless the ~~bingo~~
36 ~~raffle~~ licensee can demonstrate to the ~~licensing authority~~ SECRETARY OF STATE that
37 purchasers of raffle tickets will not be adversely affected by a substitution of prizes, a
38 change of time or location and that the information concerning the raffle specifically
39 states that a purchaser need not be present at the drawing to win.

40 ~~B-8.2 Motor vehicle as a prize.~~ MOTOR VEHICLE, REAL ESTATE, OR REAL ESTATE UNDER
41 CONSTRUCTION AS A PRIZE.

1 8.2.1 A ~~bingo raffle~~ licensee may raffle A motor vehicle, if:

- 2 1-(A) The ~~bingo raffle~~ licensee files proof of ownership of the motor vehicle with the
3 ~~licensing authority~~ SECRETARY OF STATE; or
- 4 2-(B) ~~There exists a firm commitment in writing, enforceable in a court of law as a~~ A
5 contract EXISTS between the owner of the motor vehicle and the ~~bingo raffle~~
6 licensee to transfer title to the motor vehicle to the holder of the winning ticket ~~at~~
7 ~~the conclusion of the raffle drawing that determines the winner of the raffle; and~~
- 8 3-(C) The ~~bingo raffle~~ licensee must announce prior to the sale of the first raffle ticket
9 and the raffle ticket must contain ~~the~~ information AS TO whether there are any
10 encumbrances on the motor vehicle that the winner of the raffle will be subject
11 to, including federal, state and local income taxes; and
- 12 4-(D) The ~~bingo raffle~~ licensee maintains, during the course of the sale of raffle tickets
13 and continuing through the date of the raffle drawing, a certificate of deposit in
14 ~~such~~ THE amount OF THE PURCHASE PRICE OF THE MOTOR VEHICLE ~~that in the~~
15 ~~event of default by the owner of the motor vehicle~~ described in ~~Rule 9.0.B.2~~
16 RULE 8.2.1(B);. IF THE MOTOR VEHICLE OWNER FAILS TO TRANSFER TITLE, the
17 ~~bingo raffle~~ licensee MUST USE THE CERTIFICATE OF DEPOSIT TO ~~can obtain~~
18 PURCHASE an equivalent motor vehicle for delivery to the holder of the winning
19 ticket; and
- 20 5-(E) PRIOR TO THE SALE OF THE FIRST RAFFLE TICKET, ~~The~~ THE ~~bingo raffle~~ licensee
21 MUST submits evidence of the ~~commitment~~ CONTRACT and certificate of deposit
22 to the SECRETARY OF STATE ~~licensing authority prior to the sale of the first raffle~~
23 ~~ticket.~~

24 C.8.2.2 ~~Real estate as prize.~~ A ~~bingo raffle~~ licensee may raffle real estate, or real estate
25 containing an existing house, if:

- 26 1-(A) The ~~bingo raffle~~ licensee files proof of ownership (such as a bill of sale); OR
- 27 2-(B) ~~There exists a firm commitment, in writing, enforceable in a court of law as a~~ A
28 contract EXISTS between the owner of the real estate and the ~~bingo raffle~~ licensee
29 to transfer title to the real estate or the real estate that includes an existing house
30 to the holder of the winning ticket ~~at the conclusion of the raffle drawing that~~
31 ~~determines the winner of the raffle; and~~
- 32 3-(C) The ~~bingo raffle~~ licensee must announce prior to the sale of the first raffle ticket
33 and the raffle ticket must contain ~~the~~ information AS TO whether there are any
34 encumbrances on the real estate that the winner of the raffle will be subject to,
35 including a mortgage and federal, state and local income taxes; and
- 36 4-(D) The ~~bingo raffle~~ licensee maintains, during the course of the sale of raffle tickets
37 and continuing through the date of the raffle drawing, a certificate of deposit or
38 bond in ~~such~~ THE amount ~~that in the event of default by the owner~~ of the
39 PURCHASE PRICE OF THE real estate and/or house described in ~~Rule 9.0.C.2~~ RULE
40 8.2.2(B);. IF THE OWNER FAILS TO TRANSFER OWNERSHIP, the ~~bingo raffle~~

1 licensee ~~can obtain~~ MUST PURCHASE AN equivalent real estate and house for
2 delivery to the holder of the winning ticket; and

3 5-(E) PRIOR TO THE SALE OF THE FIRST RAFFLE TICKET, ~~The~~ THE bingo raffle licensee
4 MUST submit evidence of the ~~commitment~~ CONTRACT and certificate of deposit
5 or bond to the SECRETARY OF STATE ~~licensing authority prior to the sale of the~~
6 first raffle ticket.

7 D-8.2.3 ~~Real estate under construction.~~—A bingo raffle licensee may raffle a house under
8 construction, if:

9 1-(A) ~~There exists a firm commitment, in writing, enforceable in a court of law as a~~ A
10 contract EXISTS between the owner of the real estate, ~~the builder, if the builder is~~
11 ~~other than the owner of the real estate~~ and the bingo raffle licensee to transfer
12 title to the real estate and existing house to the holder of the winning ticket ~~at the~~
13 ~~conclusion of the raffle drawing that determines the winner of the raffle;~~ and

14 2-(B) The bingo raffle licensee must announce prior to the sale of the first raffle ticket
15 and the raffle ticket must contain ~~the~~ information AS TO whether there are any
16 encumbrances on the real estate that the winner of the raffle will be subject to,
17 including a mortgage and federal, state and local income taxes; and

18 3-(C) The bingo raffle licensee maintains, during the course of the sale of raffle tickets
19 and continuing through the date of the raffle drawing, a certificate of deposit or
20 bond in ~~such~~ THE amount ~~that in the event of default by the owner(s) of the~~
21 PURCHASE PRICE OF THE real estate and house described in ~~Rule 9.0.D.1~~ RULE
22 8.2.3(A); IF THE OWNER FAILS TO TRANSFER OWNERSHIP, the bingo raffle
23 licensee ~~can obtain~~ MUST PURCHASE an equivalent house for delivery to the
24 holder of the winning ticket; and

25 4-(D) PRIOR TO THE SALE OF THE FIRST RAFFLE TICKET, ~~The~~ THE bingo raffle licensee
26 MUST submit evidence of the ~~commitment~~ CONTRACT and certificate of deposit
27 or bond to the SECRETARY OF STATE ~~licensing authority prior to the sale of the~~
28 first raffle ticket.

29 E-8.3 ~~Specific types of raffles~~ SPECIFIC TYPES OF RAFFLES

30 1-8.3.1 ~~Key raffles.~~—KEY RAFFLES. ~~Bingo raffle~~ Licensees may conduct a “key” raffle where
31 the purchaser ~~of the right to participate~~ receives a key that may open the particular prize
32 being raffled, such as an automobile, if:

33 a-(A) The bingo raffle licensee conducts a raffle where the ~~tickets (keys)~~ are sold only
34 to participants at an event sponsored by the licensee; and

35 b-(B) The purchaser ~~of the right to participate~~ selects the key from a receptacle
36 containing all of the keys being sold; and

37 c-(C) The bingo raffle licensee provides a separate paper ticket to the purchaser ~~of the~~
38 ~~right to participate~~ that contains a stub ~~containing~~ WITH the name, address and
39 telephone number of the purchaser, ~~which~~ AND EACH stub SOLD is placed in a
40 separate receptacle containing ALL stubs ~~from all tickets~~ sold. The receptacle

1 ~~shall~~ MUST be designed so that each ticket stub placed therein has an equal
2 CHANCE OF BEING DRAWN ~~opportunity with every other ticket stub to be the one~~
3 ~~withdrawn.~~

4 ~~d.~~(D) In the event that not all keys are sold, and none of the keys that are sold will open
5 the prize, the ~~bingo raffle~~ licensee WILL DETERMINE THE WINNER BY ~~draws~~
6 DRAWING a raffle ticket stub from the receptacle containing ALL stubs ~~from all~~
7 tickets sold to ~~determine the winner.~~

8 ~~2-8.3.2~~ **Card raffles.**—CARD RAFFLES. A ~~bingo raffle~~ licensee may conduct a “card” raffle where
9 the purchaser ~~of the right to participate~~ receives a playing card containing numbers,
10 symbols, colors or a combination thereof, where one-half of the card is torn off and
11 placed in the receptacle from which the winning card will be drawn, if:

12 ~~a.~~(A) The portion of each card deposited into the receptacle is approximately the same
13 size and shape as all other portions deposited; and

14 ~~b.~~(B) Each card sold is distinct from every other card sold, although multiple decks of
15 playing cards may be used if the decks are of different colors or design.

16 ~~3-8.3.3~~ **Bucket raffles.**—BUCKET RAFFLES. A ~~bingo raffle~~ licensee may conduct bucket raffles
17 using theater style tickets only if the total retail value of the prizes offered for a specific
18 receptacle in which raffle tickets are placed does not exceed \$1,000.00. If the total retail
19 value of THE PRIZES OFFERED FOR A SPECIFIC RECEPTACLE IN WHICH RAFFLE TICKETS ARE
20 PLACED exceeds \$1,000.00, the ~~bingo raffle~~ licensee ~~shall~~ MUST print a ticket conforming
21 to ~~Rule 9.A.4~~ RULE 8.1.4. THE LICENSEE MUST EITHER DISPLAY MERCHANDISE PRIZES
22 OR DISPLAY PHOTOGRAPHS AND DESCRIPTIONS OF MERCHANDISE PRIZES OFFERED FOR
23 EACH RECEPTACLE.

24 *[Language concerning the display of merchandise prizes is stricken from Rule 1.2 (formerly Rule*
25 *2.0(C)) and is amended and relocated to this Rule 8.3.3.]*

26 ~~4-8.3.4~~ **Sporting event raffles.**—SPORTING EVENT RAFFLES. A ~~bingo raffle~~ licensee may conduct
27 raffles where the winner is determined on the basis of scores from sporting events if and
28 only if the ~~bingo raffle~~ licensee can demonstrate to the ~~licensing authority~~ SECRETARY OF
29 STATE that each ~~and every~~ ticket sold has an equal chance to win with every other ticket
30 sold.

31 ~~5-8.3.5~~ **Wheel raffles.**—WHEEL RAFFLES. A ~~bingo raffle~~ licensee may conduct a “wheel” raffle,
32 where the winning ticket is determined by spinning a wheel until a pointer lands in one of
33 THE discrete segments marked on the wheel, ~~if:~~

34 (A) ~~¶~~The number of RAFFLE tickets sold for a particular raffle is no greater than
35 MUST BE LESS THAN OR EQUAL TO the number of discrete numbers or symbols on
36 the wheel, and each ticket sold matches ~~one and only one~~ of the numbers or
37 symbols on the wheel.

38 (B) If fewer tickets than the number of segments are sold, the licensee must continue
39 to spin the wheel until there is a winner.

1 (C) A licensee ~~shall not~~ MAY use ~~any~~ A wheel containing symbol(s), 0, or 00 ~~unless~~
2 ONLY IF it offers to sell tickets for those segments.

3 ~~6-8.3.6 Stretch raffles.~~—STRETCH RAFFLES. A "stretch" raffle is a ~~type of~~ raffle where the
4 number of raffle tickets purchased for a set price is determined by a specific measurement
5 method. For example, a "stretch" raffle may use a raffle participant's arm span to
6 determine how many raffle tickets ~~are~~ MAY BE purchased for a set price. A licensee may
7 conduct a "stretch" raffle only if the same measurement method is used to determine the
8 number of tickets for all purchasers ~~in the specific raffle declared to be a "stretch" raffle.~~

9 ~~F-8.4 Games not classified as raffles.~~—GAMES NOT CLASSIFIED AS RAFFLES. The games of chance
10 commonly known as "Animal Plop Bingo," "Golf Ball Drops," plastic or rubber "Duck Races,"
11 and variations of these games are not raffles as defined by section ~~12-9-102(19.3)~~ 12-9-102(19.3),
12 C.R.S., and are not raffles as authorized by subsections (2) to (4) of section 2 of Article XVIII of
13 the Colorado Constitution. Therefore, these games of chance are not licensed or regulated by the
14 Secretary of State. In certain circumstances these games of chance may be considered unlawful
15 gambling. Licensees or other organizations who wish to conduct these games should contact law
16 enforcement authorities or legal counsel to determine how to comply with Colorado law.

17 [Current Rule 10.0 is amended and re-codified as Rule 9:](#)

18 ~~10.0 PRIZE AMOUNTS AND PAYMENT OF PRIZES~~

19 **RULE 9. PRIZE AMOUNTS AND PAYMENT OF PRIZES**

20 ~~A-9.1 Occasion prizes~~—OCCASION PRIZES

21 ~~1-9.1.1 Maximum occasion prizes.~~—MAXIMUM OCCASION PRIZES. ~~Bingo raffle licensees may~~
22 ~~award an aggregate amount not to exceed \$2,000.00 for~~ THE TOTAL VALUE OF prizes
23 ~~OFFERED for bingo games played during an~~A BINGO occasion MAY NOT EXCEED \$5,000.

24 ~~2-9.1.2 Maximum game prize.~~—MAXIMUM GAME PRIZE. ~~Bingo raffle~~ licensees may award any
25 amount as a prize for any single game of bingo so long as ~~the aggregate amount of all~~
26 ~~prizes awarded for all games played during the occasion does not exceed \$2,000.00~~ THE
27 TOTAL VALUE OF PRIZES OFFERED AT THE BINGO OCCASION DOES NOT EXCEED \$5,000 .

28 *[Dan Gincig, Chairman of the Colorado Bingo-Raffle Advisory Board, submitted a*
29 *recommendation to the Secretary of State to increase the maximum aggregate bingo occasion*
30 *prize from \$2,000 to \$5,000. The Secretary of State will consider, but has concerns about the*
31 *revision. During the 2006 rulemaking session, the bingo-raffle community demonstrated strong*
32 *opposition to raising the prize limit, arguing that increased limits put small organizations at a*
33 *distinct disadvantage against larger licensees. There is no strong evidence to show that this has*
34 *changed, but the Secretary of State appreciates further stakeholder input on the issue.]*

35 ~~B-9.2 Progressive prizes~~—PROGRESSIVE PRIZES

36 ~~1-9.1.1 Progressive bingo.~~—PROGRESSIVE BINGO. The maximum progressive jackpot prize ~~that~~
37 ~~may be awarded for any single bingo progression is~~ MAY NOT EXCEED \$15,000.

1 ~~2.9.1.2 Progressive pull tab games.~~ PROGRESSIVE PULL TAB GAMES. The maximum
2 progressive pull tab prize ~~that may be awarded for any single deal is~~ MAY NOT EXCEED
3 \$5,000.

4 ~~C.9.3 Payment of prizes~~ PAYMENT OF PRIZES

5 ~~1.9.3.1 Pull tab prize payment.~~ PULL TAB PRIZE PAYMENT. ~~Bingo raffle licensees shall~~ MUST
6 award all pull tab prizes immediately upon determination of a winner.

7 ~~2.9.3.2 Time to redeem pull tab.~~ TIME TO REDEEM PULL TAB. ~~The bingo raffle licensee may~~
8 ~~consider~~ IF any pull tab ticket IS presented more than ~~10~~ TEN days after a determination
9 that it is a winning ticket, THE LICENSEE MAY CONSIDER THE TICKET void and of no value
10 and ~~the licensee~~ may elect to not redeem such pull tab, except as provided for WINNERS
11 OF seal and progressive pull tabs ~~winners pursuant to~~ IN ACCORDANCE WITH these rules.

12 ~~3.9.3.3 Method of payment.~~ METHOD OF PAYMENT. ~~Bingo raffle licensees shall~~ MUST award
13 all pull tab prizes in cash, by check, or in merchandise, except that winning pull tab
14 tickets may be exchanged for an equivalent amount in new tickets of the same deal and
15 serial number.

16 ~~a.-(A)~~ All progressive jackpot bingo and progressive pull tab prizes in excess of \$500
17 ~~shall~~ MUST be paid by check.

18 ~~b.-(B)~~ A progressive jackpot bingo prize and a progressive jackpot pull tab prize need
19 not be paid immediately upon the determination of a winner ~~of the game~~ if:

20 (1) The prize amount exceeds \$500; ~~and~~

21 (2) The prize amount is paid in full within 48 hours after ~~the end of the~~
22 ~~occasion during which~~ the winner was declared; ~~and~~

23 (3) The prize amount is paid at a location and in a manner acceptable to the
24 winner; and

25 (4) The winner is presented with ~~the licensee's~~ A voucher or promissory note
26 for the full amount of the jackpot prize before the end of the occasion
27 during which the winner was declared.—— THE LICENSEE'S GAMES
28 MANAGER AND ONE OTHER MEMBER OF THE LICENSEE MUST SIGN THE
29 voucher or promissory note ~~must be signed by the bingo raffle licensee's~~
30 ~~games manager and one other member of the licensee and~~ THE NOTE
31 must state THE FOLLOWING:

32 (I) ¶The name and license number of the ~~bingo raffle~~ licensee;

33 (II) ¶The date, time, and location of verification of the winning card;

34 (III) ¶The manufacturer's serial and identification numbers of the
35 winning card;

36 (IV) ¶The identification of the winner of the prize; and

(v) The date, time, place and manner in which the check for the prize amount will be delivered to the winner.

Current Rule 11.0 is amended and re-codified as Rule 10:

~~11.0 ACCOUNTING FOR RECEIPTS AND DEPOSITS~~

RULE 10. ACCOUNTING FOR RECEIPTS AND DEPOSITS

~~A-10.1 Maintenance of records~~ MAINTENANCE OF RECORDS

~~1-10.1.1 Retention period.~~ RETENTION PERIOD. Each bingo raffle licensee conducting bingo games, selling pull tabs or conducting raffles CHARITABLE GAMING ACTIVITIES shall MUST maintain records on forms prescribed or approved by the SECRETARY OF STATE licensing authority. THESE FORMS MUST covering each BINGO occasions, bar and club room sales and each raffles. The records MUST shall disclose the following information and be retained for a period of two years following the calendar year in which bingo, pull tabs or raffles were conducted.

~~2-10.1.2 Receipts to be recorded.~~ RECEIPTS TO BE RECORDED. Each bingo raffle licensee shall MUST record the following:

~~a-(A)~~ (A) Gross receipts collected for all cards, packs and sheets sold for each occasion.

~~b-(B)~~ (B) Gross receipts collected for all pull tabs sold for each occasion and in bars and clubrooms.

~~c-(C)~~ (C) Gross receipts collected for all raffle tickets sold.

~~3-10.1.3 Progressive bingo and pull tabs~~ PROGRESSIVE BINGO AND PULL TABS

~~a-(A)~~ (A) All receipts from the sale of progressive bingo cards AND PROGRESSIVE PULL TABS shall MUST be accounted for separately within the bingo raffle licensee's games of chance BINGO-RAFFLE checking or savings account created in accordance with section 12-9-108(3)(a) AND 12-9-108(3)(B), C.R.S.

~~b-~~ All receipts from the sale of progressive pull tabs shall be accounted for separately within the bingo raffle licensee's games of chance checking or savings account created in accordance with section 12-9-108(3), C.R.S.

~~c-(B)~~ (B) All receipts from the sale of progressive bingo cards and progressive pull tabs shall MUST be deposited in the games of chance BINGO-RAFFLE account by means of separate deposit slips, which shall show THAT INDICATE the serial numbers of the progressive bingo cards sold and the serial numbers of the progressive pull tabs sold, ALL DEPOSITS MUST BE MADE no later than the close of the business day next following the day of AFTER the occasion at which the cards were sold.

~~d-(C)~~ (C) Unless the bingo raffle licensee has started a progressive jackpot bingo game with a secondary jackpot amount, an amount equal to at least the ACCRUED PROGRESSIVE JACKPOT PRIZE percentage amount of proceeds from the sale of all

1 ~~progressive bingo cards as announced by the bingo raffle licensee that will be~~
2 ~~added to the progressive jackpot shall~~ MUST be continuously held in the
3 licensee's BINGO-RAFFLE ~~games of chance~~ checking or savings account for the
4 entire duration of the progression.— No part of this amount shall be expended,
5 transferred, or otherwise removed from the account prior to the payment of the
6 progressive jackpot to a winner.

7 e-(D) If the ~~bingo raffle~~ licensee has started a progressive jackpot bingo game with a
8 secondary jackpot amount, an amount equal to at least THE ACCRUED PRIMARY
9 AND SECONDARY JACKPOTS ~~the percentage amount of the proceeds from the sale~~
10 ~~of all progressive bingo cards as announced by the bingo raffle licensee that will~~
11 ~~be added to the progressive jackpot plus the amount of the starting jackpot and~~
12 ~~the amount of the secondary jackpot shall~~ MUST be continuously held in the
13 licensee's ~~games of chance~~ BINGO-RAFFLE checking or savings account for the
14 entire duration of the progression.— No part of this amount shall be expended,
15 transferred, or otherwise removed from the account prior to the payment of the
16 progressive jackpot to a winner.

17 f-(E) If the ~~bingo raffle~~ licensee conducts a progressive pull tab game, the licensee
18 ~~shall~~ MUST maintain an amount in the bingo-affle account sufficient to pay out
19 the total of all prize amounts in the game.

20 g-(F) If the ~~bingo raffle~~ licensee fails to maintain account balances in accordance with
21 this rule or uses such balances for unlawful purposes, ~~it shall be~~ THE FAILURE OR
22 ACTION IS prima facie evidence of fraud.

23 ~~B-10.2 Method of accounting~~ METHOD OF ACCOUNTING

24 ~~1-10.2.1~~ **Accrual method.**—ACCRUAL METHOD. The ~~bingo raffle~~ licensee ~~shall~~ MUST use
25 the accrual accounting method and ~~shall~~ MUST report ~~each and every games of chance~~
26 ALL BINGO-RAFFLE RELATED expenses incurred ~~during any calendar quarter~~ on the
27 LICENSEE'S QUARTERLY financial statement. ~~covering that quarter,~~ THE LICENSEE MUST
28 REPORT THESE EXPENSES regardless of whether ~~such~~ THE expense is paid when incurred
29 or ~~is to be paid~~ at a later date. The licensee ~~shall~~ MUST not report ~~on the financial~~
30 ~~statement covering such quarter any~~ A payment that ~~has been~~ WAS reported in a previous
31 quarter as an expense to be paid.

32 ~~2-10.2.2~~ **Segregated bank accounts.**—SEGREGATED BANK ACCOUNTS.

33 a-(A) The ~~bingo raffle~~ licensee ~~shall~~ MUST indicate on ~~the~~ forms provided by the
34 ~~licensing authority~~ SECRETARY OF STATE, THE FINANCIAL INSTITUTION AND
35 ACCOUNT NUMBERS FOR ALL ~~all special~~ segregated ~~games of chance~~ BINGO-
36 RAFFLE checking or savings accounts ~~and shall identify the financial institution~~
37 ~~where such special~~ ~~the segregated accounts are maintained and the account~~
38 ~~numbers for such accounts.~~

39 b-(B) The ~~bingo raffle~~ licensee ~~shall~~ MUST notify the ~~licensing authority~~ SECRETARY
40 OF STATE in writing if the ~~bingo raffle~~ licensee changes the financial institution it
41 uses to maintain the ~~special~~ segregated checking ~~and/or~~ savings accounts or if ~~it~~
42 THE LICENSEE closes an account or starts a new account.

1 3-10.2.3 ~~Accounting for prizes and payouts~~—ACCOUNTING FOR PRIZES AND PAYOUTS.
2 The ~~bingo-affle~~ licensee ~~shall~~—MUST maintain PRIZE AND PAYOUT records on forms
3 prescribed or approved by the ~~licensing authority~~ SECRETARY OF STATE covering each
4 occasion, bar and club room sales, and each raffle.— The LICENSEE MUST RETAIN THE
5 records ~~shall disclose the following information and be retained~~ for a period of two years
6 following the calendar year in which bingo, pull tabs or raffles were conducted. THE
7 RECORDS MUST DISCLOSE THE FOLLOWING INFORMATION:

8 ~~(1)~~-(A) The amount of the prizes paid to winners in cash or in merchandise for each
9 bingo game at each occasion.

10 ~~(2)~~-(B) The amount of the prizes PAID to all pull tab winners at each occasion and bar
11 and club room.

12 ~~(3)~~-(C) The amount of prizes paid to raffle winners for each raffle conducted.

13 ~~(4)~~-(D) The cost of all merchandise given as prizes in any bingo game or raffle.

14 4-10.2.4 **Records.**—RECORDS. The ~~bingo-affle~~ licensee ~~shall~~—MUST maintain
15 ADMINISTRATIVE records on forms prescribed or approved by the ~~licensing authority~~
16 SECRETARY OF STATE covering each occasion, bar and club room sales and each raffle.
17 The LICENSEE MUST RETAIN THE records ~~shall disclose the following information and be~~
18 retained for a period of two years following the calendar year in which bingo, pull tabs or
19 raffles were conducted. THE RECORDS MUST DISCLOSE THE FOLLOWING INFORMATION:

20 ~~a~~-(A) The name, address and signature of each games manager for the ~~bingo-affle~~
21 licensee at each ~~bingo-occasion~~ BINGO OCCASION, bar and club room or raffle.

22 ~~b~~-(B) The full name of each member working the occasion.

23 5-10.2.5 ~~Availability of records.~~—AVAILABILITY OF RECORDS. The ~~bingo-affle~~ licensee
24 ~~shall~~—MUST have available on its premises all required daily records for the current quarter
25 and the quarter immediately preceding on forms prescribed or approved by the ~~licensing~~
26 ~~authority~~—SECRETARY OF STATE. A LICENSEE MUST BE ABLE TO PRINT ~~R~~Records
27 maintained on a computer ~~must be capable of being printed~~ upon request.

28 6-10.2.6 ~~Pull tab records.~~—PULL TAB RECORDS. ~~The~~ EACH ~~bingo-affle~~ licensee that sells
29 pull tabs ~~shall~~—MUST record sales and prize payout information on forms prescribed or
30 approved by the ~~licensing authority~~—SECRETARY OF STATE, including a current summary
31 of such sales. The licensee ~~shall~~—MUST retain the records for a period of two years. The
32 licensee ~~shall~~—MUST maintain the records for the current and immediately preceding
33 quarter on the premises where the pull tabs are sold and ~~shall~~—MUST make them available
34 to the ~~licensing authority~~ SECRETARY OF STATE or authorized representatives upon
35 request.

36 7-10.2.7 ~~Submission of bank statements to licensing authority.~~—SUBMISSION OF BANK
37 STATEMENTS TO THE SECRETARY OF STATE. Any ~~bingo-affle~~ licensee that turns in its
38 license, has had its license suspended or revoked or for whatever reason ceases to
39 conduct charitable gaming activities after it has opened a segregated ~~games of chance~~
40 BINGO-RAFFLE checking or savings account, or both, ~~shall~~—MUST send a copy of the bank
41 statement for ~~such~~ EACH accounts to the ~~licensing authority~~ SECRETARY OF STATE within

1 ~~thirty (30)~~ 30 days of the end of the month in which AFTER the licensee ceased
2 operations.

3 ~~C-10.3 Allowable expenses limitations~~ ALLOWABLE EXPENSES LIMITATIONS

4 ~~1-10.3.1~~ **Bookkeeper** —BOOKKEEPER. A ~~bingo raffle~~ licensee ~~shall~~ MUST not pay more
5 than ~~seventy five dollars (\$75)~~ \$75 per occasion for bookkeeper or accountant services.
6 The ~~bingo raffle~~ licensee ~~shall~~ MUST notify the ~~licensing authority~~ SECRETARY OF STATE
7 in writing, signed by an officer of the licensee, if it remunerates its games manager for
8 performing bookkeeping or accounting services.

9 ~~2-10.3.2~~ **Security** —SECURITY. A bingo-~~raffle~~ licensee ~~shall~~ MUST not pay more than
10 ~~seventy five dollars (\$75)~~ \$75 per occasion for security unless security is provided by
11 off-duty law enforcement officers. If a bingo-~~raffle~~ licensee uses off-duty law
12 enforcement officers, it ~~shall~~ MUST notify the ~~licensing authority~~ SECRETARY OF STATE
13 and list the names and badge numbers of those officers who perform security duties prior
14 to paying more than \$75 per occasion.

15 ~~3-10.3.3~~ **Janitorial** —JANITORIAL. A ~~bingo raffle~~ licensee ~~shall~~ MUST not pay more than
16 ~~seventy five dollars (\$75)~~ \$75 per occasion for janitorial services. The ~~bingo raffle~~
17 licensee may only pay for janitorial services in facilities owned by the ~~bingo raffle~~
18 licensee or in its sole control, or which it uses ~~rent free~~ RENT-FREE.

19 ~~4-10.3.4~~ **Advertising** —ADVERTISING. A ~~bingo raffle~~ licensee ~~shall~~ MUST not pay more
20 than the amount customarily charged by the medium used for advertisements of the same
21 size and duration of publication.

22 10.3.5 CALL FULFILLMENT CENTER. A LICENSEE MAY PAY A REASONABLE AMOUNT TO
23 CONTRACT A CALL FULFILLMENT CENTER FOR CALL RECEPTION AND DATA ENTRY ONLY.
24 ALL ACTIVITIES OF THE CALL FULFILLMENT CENTER MUST COMPLY WITH RULE 8.1.1(E).

25 ~~5-10.3.6~~ **Legal Services** —LEGAL SERVICES. A ~~bingo raffle~~ licensee ~~shall~~ MAY only pay
26 for legal services directly related to an administrative action brought by the SECRETARY
27 OF STATE ~~licensing authority directly or through~~ the Colorado Department of Law or for
28 legal advice relating to the interpretation of the bingo and raffles law or these rules. ~~Upon~~
29 ~~request of the licensing authority, the bingo raffle licensee shall provide such proof of the~~
30 ~~nature of such legal advice.~~

31 [Current Rule 12.0 is amended and re-codified as Rule 11:](#)

32 ~~12.0 RENTAL AGREEMENTS.~~

33 **RULE 11. RENTAL AGREEMENTS**

34 ~~A-11.1 General~~ GENERAL

35 ~~1-11.1.1~~ **License required** —LICENSE REQUIRED. A ~~bingo raffle~~ licensee ~~shall~~ MAY only
36 rent premises from ~~licensed~~ landlords LICENSED BY THE SECRETARY OF STATE.

37 ~~2-11.1.2~~ **Lease fees** —LEASE FEES.

1 a-(A) The rental fee ~~shall~~ MAY ONLY cover the expenses reasonably necessary for the
2 use of the premises for the occasion, plus any EXPENSES RELATED TO LANDLORD
3 SPONSORED promotions expenses, not to exceed \$1,000, for any promotion(s)
4 conducted by the landlord licensee.

5 b-(B) Rental agreements ~~shall~~ MUST not specify any fee that the bingo-affle licensee
6 ~~shall~~ MUST charge for a player's right to participate in any games of chance
7 conducted during a bingo occasion.

8 e-(C) A bingo-affle licensee ~~shall~~ MUST not conduct any activity under the bingo and
9 raffle law if the lease, rent, contract or any other arrangement under which the
10 rights to use the premises for the conduct of the activity is based on a percentage
11 of receipts or profits derived from such licensed activities.

12 ~~B-11.2~~ **Termination** TERMINATION

13 ~~1-11.2.1~~ **Termination by bingo-affle licensee.**—TERMINATION BY BINGO-RAFFLE
14 LICENSEE. A bingo-affle licensee may terminate a rental agreement upon at least two
15 weeks notice to the landlord licensee or upon the voluntary cessation of ~~games of chance~~
16 BINGO-RAFFLE operations by the bingo-affle licensee or suspension or revocation of the
17 bingo-affle licensee's license by the ~~licensing authority~~ SECRETARY OF STATE.

18 ~~2-11.2.2~~ **Termination by landlord licensee.**—TERMINATION BY LANDLORD LICENSEE. A
19 landlord licensee may terminate a rental agreement between the landlord licensee and any
20 bingo-affle license by giving at least two weeks notice to the bingo-affle licensee or
21 upon failure of the bingo-affle licensee to make payment for at least three bingo
22 occasions.;

23 [Current Rule 13.0 is amended and re-codified as Rule 12:](#)

24 ~~13.0~~ **LANDLORD LICENSEES**

25 **RULE 12. LANDLORD LICENSEES**

26 ~~A-12.1~~ **Application** APPLICATION

27 ~~1-12.1.1~~ **Forms.**—FORMS. ~~Application for a~~ A landlord license APPLICANT ~~shall~~ MUST be
28 ~~made on~~ USE THE forms prescribed and provided by the ~~Licensing Authority~~ SECRETARY
29 OF STATE.

30 ~~2-12.1.2~~ **Fees.**—FEES. THE FEE ESTABLISHED BY THE SECRETARY OF STATE MUST
31 ACCOMPANY ~~All~~ applications for a landlord license ~~must be accompanied by the fee~~
32 ~~established by the licensing authority~~. THERE IS NO PRORATION OF THE ANNUAL LICENSE
33 FEE.

34 ~~3-12.1.3~~ **Duration.**—DURATION. A landlord license is issued for a period of one calendar
35 year (JANUARY THROUGH DECEMBER). ~~No prorating of the annual license fee will be~~
36 ~~allowed~~.

37 ~~B-12.2~~ **Lease agreements** LEASE AGREEMENTS

1 ~~1-12.2.1~~ **Copy to licensing authority.**—~~COPY TO LICENSING AUTHORITY~~ SECRETARY OF
2 STATE. A landlord licensee ~~shall~~ MUST submit an executed copy of the rental agreement
3 between the landlord licensee and each ~~bingo-affle~~ licensee to the ~~licensing authority~~
4 SECRETARY OF STATE prior to the conduct of any games of chance ~~in or~~ on the licensed
5 premises.

6 ~~2-12.2.2~~ **Equipment lease.**—EQUIPMENT LEASE. If a landlord licensee provides equipment
7 on the licensed premises and the ~~bingo-affle~~ licensee has agreed to the use of ~~such~~ THE
8 equipment, the landlord licensee ~~shall~~ MUST submit an executed copy of the equipment
9 agreement between the landlord licensee and each ~~bingo-affle~~ licensee to the ~~licensing~~
10 ~~authority~~ SECRETARY OF STATE prior to the conduct of any games of chance in or on the
11 licensed premises.

12 ~~3.~~ **Termination.**—A landlord licensee may terminate a rental agreement between the
13 landlord licensee and any ~~bingo-affle~~ license by giving at least two weeks notice to the
14 ~~bingo-affle~~ licensee or upon failure of the ~~bingo-affle~~ licensee to make payment for at
15 least three bingo occasions.

16 ~~4-12.2.3~~ **Substitutions.**—SUBSTITUTIONS. A landlord licensee may negotiate with a ~~bingo-~~
17 ~~affle~~ licensee to have the ~~bingo-affle~~ licensee operate a bingo-affle occasion that was
18 not provided in the original rental agreement between the landlord licensee and the
19 ~~bingo-affle~~ licensee. The landlord licensee ~~shall~~ MUST submit an executed copy of the
20 rental agreement to the ~~licensing authority~~ SECRETARY OF STATE within five ~~(5)~~ working
21 days of the date of the substituted occasion.

22 ~~C-12.3~~ **Promotions.**—PROMOTIONS. A Landlord licensee may award a prize of merchandise, services, or
23 cash in a promotion that does not exceed \$10,000; ~~however, a~~ A landlord licensee ~~shall~~ MUST not
24 require participation by any ~~bingo-affle~~ licensee, and the landlord licensee ~~shall~~ MUST not
25 require payment in excess of \$1,000 from any ~~bingo-affle~~ licensee for a promotion that the
26 ~~bingo-affle~~ licensee has agreed to THAT AGREES TO PARTICIPATE IN THE PROMOTION.

27 ~~D-12.4~~ **Assistance with bingo-affle licensee games.**—ASSISTANCE WITH LICENSEE GAMES. A landlord
28 licensee and its employees ~~shall~~ MUST not assist a ~~bingo-affle~~ licensee in the conduct or
29 operation of games of chance. ~~to include~~ THIS ASSISTANCE INCLUDES:

30 ~~1-12.4.1~~ Acting as a caller;;

31 ~~2-12.4.2~~ Selling bingo packs, sheets or electronic BINGO aids DEVICES;;

32 ~~3-12.4.3~~ Acting as a floor worker;;

33 ~~4-12.4.4~~ Operating ~~any~~ A bingo computer aid system other than instructing a ~~bingo-affle~~
34 licensee on its use and maintenance;;

35 ~~5-12.4.5~~ Providing ~~any~~ bookkeeping or accounting services to a ~~bingo-affle~~ licensee.

36 ~~E-12.5~~ **Prohibited Activities**—PROHIBITED ACTIVITIES

37 ~~1-12.5.1~~ A landlord licensee ~~shall~~ MUST not require any ~~bingo-affle~~ licensee that operates
38 games of chance on the premises to adopt a specific set of occasion rules.

1 2-12.5.2 A landlord licensee ~~shall~~ MUST not require, coerce or induce a ~~bingo-affle~~
2 licensee to purchase supplies from a specific supplier as a condition of rental of the
3 premises.

4 3-12.5.3 A landlord licensee ~~shall~~ MUST not require, coerce or induce a ~~bingo-affle~~
5 licensee to charge players ~~any~~ A set pack price, admission to the premises, or other fee as
6 a condition of rental of the premises.

7 4-12.5.4 A landlord licensee ~~shall~~ MUST not require, coerce or induce a ~~bingo-affle~~
8 licensee to conduct ~~any~~ A set number of bingo games during an occasion ~~and shall not~~
9 ~~require, coerce or induce a bingo-affle licensee to~~ OR set a minimum prize amount per
10 game or occasion as a condition of rental of the premises.

11 Current Rule 14.0 is amended and re-codified as Rule 13:

12 ~~14.0 MANUFACTURER AND SUPPLIER LICENSEES~~

13 **RULE 13. MANUFACTURER AND SUPPLIER LICENSEES**

14 ~~A-13.1 Application~~ APPLICATION

15 1-13.1.1 **Forms.**—FORMS. ~~Application for a~~ A manufacturer's or supplier's license
16 APPLICANT ~~shall~~ MUST USE THE ~~be made on~~ forms prescribed ~~and provided~~ by the
17 ~~licensing authority~~ SECRETARY OF STATE.

18 2-13.1.2 **Fees.**—FEES. THE FEE ESTABLISHED BY THE SECRETARY OF STATE MUST
19 ACCOMPANY ~~A~~ All applications for a manufacturer's or supplier's license ~~must be~~
20 ~~accompanied by the fee established by the licensing authority.~~ THERE IS NO PRORATION
21 OF THE ANNUAL LICENSE FEE.

22 3-13.1.3 **Duration.**—DURATION. A manufacturer's or supplier's license is issued for a
23 ~~twelve~~ 12-month period commencing April 1 and ending March 31 of the following
24 calendar year. ~~There is no pro-ration of the annual license fee.~~

25 13.1.4 SOFTWARE MANUFACTURERS. COMPANIES THAT PRODUCE BINGO, PULLTAB, OR RAFFLE
26 SOFTWARE MUST HOLD A MANUFACTURER'S LICENSE AND COMPLY WITH ALL STATUTES
27 AND RULES PERTAINING TO BINGO-RAFFLE MANUFACTURERS IN COLORADO

28 ~~B-13.2 Authorized sales~~ AUTHORIZED SALES

29 1-13.2.1 ~~Licensed purchasers.~~—LICENSED PURCHASERS. A licensed supplier or
30 manufacturer may sell supplies and equipment only to licensed ~~bingo-affle~~ licensees.

31 2-13.2.2 ~~Financial terms.~~—FINANCIAL TERMS. A licensed supplier or manufacturer may
32 sell supplies and equipment to licensed bingo-affle licensees for cash or on terms agreed
33 to between the licensed supplier or manufacturer and the ~~bingo-affle~~ licensee, but such
34 terms ~~shall~~ MAY not exceed ~~sixty (60)~~ 60 days.

35 ~~C-13.3 Delinquent accounts.~~—DELINQUENT ACCOUNTS. IF A LICENSEE'S ACCOUNT WITH A SUPPLIER OR
36 MANUFACTURER IS MORE THAN 60 DAYS PAST DUE, THEN ~~Each~~

1 (A) THE supplier or manufacturer ~~shall~~MUST report to the ~~licensing authority~~ SECRETARY OF
2 STATE by the tenth day of each month; the name of ~~any~~THE bingo raffle licensee whose
3 account is in arrears. ~~by more than sixty (60) days as of the last day of the preceding~~
4 ~~calendar month.~~

5 (B) The ~~licensing authority~~ SECRETARY OF STATE ~~shall~~WILL notify all licensed suppliers,
6 suppliers' agents, and manufacturers and the bingo raffle licensee that, until further
7 notice from the ~~licensing authority~~ SECRETARY OF STATE, all sales of bingo supplies and
8 equipment to the delinquent ~~bingo raffle~~ licensee ~~shall~~MUST be on a cash-only basis.

9 (C) No supplier, supplier's agent, or manufacturer ~~shall~~MAY extend credit to the delinquent
10 licensee until ~~such time as the licensing authority~~ SECRETARY OF STATE approves, IN
11 WRITING, credit sales to ~~such~~THE licensee ~~in writing.~~

12 ~~D-13.4 Discontinued pull tabs.~~—DISCONTINUED PULL TABS. A ~~Colorado~~ licensed supplier or
13 manufacturer that sells progressive pull tab games to any ~~bingo raffle~~ licensee ~~in Colorado~~ may
14 ~~elect to~~ discontinue distribution or production of ~~any~~ specific progressive pull tab games ~~that it~~
15 ~~has sold in Colorado~~ if:

16 ~~1-13.4.1~~ The licensed supplier or manufacturer provides at least ~~sixty (60)~~60 days written
17 notice to the ~~licensing authority~~ SECRETARY OF STATE and to all ~~bingo raffle~~ licensees
18 that have purchased ~~said~~THE pull tab game from ~~such~~THE supplier or manufacturer
19 within the previous 12 months. THE NOTICE MUST STATE that the supplier or
20 manufacturer intends to discontinue the distribution or ~~the~~ manufacture of ~~said~~THE
21 progressive pull tab game on a specified future date, ~~which date shall be not less than~~
22 ~~sixty (60)~~THAT IS AT LEAST 60 days after ~~such~~ notice is received by the ~~licensing~~
23 ~~authority~~ SECRETARY OF STATE; and

24 ~~2-13.4.2~~ The supplier or manufacturer maintains a sufficient inventory of pull tab deals for
25 that progressive pull tab game to ensure that all ~~bingo raffle~~ licensees that have
26 purchased ~~said~~THE game within the PREVIOUS 12 MONTHS ~~preceding year~~ can close the
27 game by awarding a jackpot.

28 [Current Rule 15.0 is amended and re-codified as Rule 14:](#)

29 ~~15.0 ELECTRONIC DEVICES USED AS BINGO AIDS AND BINGO AID COMPUTER~~
30 ~~SYSTEMS MANUFACTURERS AND SUPPLIER REQUIREMENTS~~

31 **RULE 14. ELECTRONIC DEVICES USED AS BINGO AIDS AND BINGO AID COMPUTER SYSTEMS**
32 **MANUFACTURERS AND SUPPLIER REQUIREMENTS**

33 ~~A-14.1 General~~ GENERAL

34 ~~1-14.1.1~~ **Application for approval.**—APPLICATION FOR APPROVAL. Any Colorado
35 licensed manufacturer of an electronic bingo aid device and computer system may apply
36 for a letter ruling ~~pursuant to~~IN ACCORDANCE WITH section 12-9-103(1)(d), C.R.S., by
37 submitting a written request to the ~~licensing authority~~ SECRETARY OF STATE. The request
38 ~~shall~~MUST include the manufacturer's name, license number, address, telephone and fax
39 numbers, and an email address ~~if available~~; the make, model and description of the bingo
40 aid device and computer system for which approval is sought; and the name and specific
41 contact information of ~~at least one~~ THE MANUFACTURER'S representative ~~of the~~

1 ~~manufacturer~~ who is available to the licensing authority as an expert on the construction,
2 programming, and operation of the device and system for which approval is sought. All
3 requests ~~shall~~ MUST ALSO include:

4 ~~a.~~(A) A complete user's manual of the bingo aid device ~~OR system for which approval~~
5 ~~is sought; and~~

6 ~~b.~~(B) Either a working prototype or a location in Colorado where the MANUFACTURER
7 CAN DEMONSTRATE THE prototype ~~can be demonstrated by the manufacturer; and~~

8 ~~e.~~(C) An affirmation from the manufacturer stating that the manual(s) and prototype(s)
9 submitted to the ~~licensing authority~~ SECRETARY OF STATE do not differ
10 materially from the manual(s), device(s) and system(s) that will be distributed in
11 Colorado after approval of the prototype(s); ~~and~~

12 ~~d.~~(D) In the case of a bingo aid device, a verified certificate from the manufacturer
13 stating that the device meets all the standards set forth in section
14 12-9-107(29)(a)(II)(A) through (D), C.R.S., and that the device ~~is or can~~ AND
15 WILL be restricted to allow the play of no more than ~~thirty-six (36)~~ 54 faces per
16 bingo game, ~~and will be so restricted for distribution of the device in Colorado;~~
17 ~~and~~

18 ~~e.~~(E) In the case of a bingo aid computer system, a verified manufacturer's certificate
19 stating that the system meets all the requirements set forth in section
20 12-9-107(30)(a) through (c), C.R.S., and that the system, if constructed or
21 intended for more than one bingo raffle licensee, is capable of segregating, ~~and~~
22 securing, AND RESTRICTING ACCESS TO each licensee's data ~~in such a manner that~~
23 ~~each licensee has a secure access to its own data but no licensee has access on~~
24 ~~any level to any other licensee's data.~~ SO THAT NO OTHER LICENSEE CAN ACCESS
25 THE DATA; AND

26 ~~f.~~(F) ~~IF~~ THE MANUFACTURER MUST VERIFY THAT a bingo aid computer system THAT is
27 designed for use by more than one user; ONLY ALLOWS each users ~~shall have~~ TO
28 access ~~to~~ the system through ~~its own~~ A UNIQUE USER identification and password,
29 smart card, ~~or~~ token, or other method.— Identification and access ~~shall~~ MUST:

30 (1) Ensure that the ~~bingo raffle~~ licensee's data is accessible only to the
31 bearer of the licensee's unique identifier, the ~~licensing authority~~
32 SECRETARY OF STATE and the personnel of the system's manufacturer;
33 and

34 (2) Clearly identify all of the licensee's data and only the licensee's data.

35 ~~2-14.1.2~~ **Letter ruling.**—LETTER RULING. The ~~licensing authority~~ SECRETARY OF STATE
36 shall issue a letter ruling ~~regarding an electronic bingo aid device or bingo aid computer~~
37 ~~system~~ within ~~forty five (45)~~ 45 days after receipt of the LETTER RULING request ~~for letter~~
38 ~~ruling.~~ For purposes of calculating start of the ~~forty five (45)~~ 45 days, a request shall not
39 be considered received unless it has been received in the office of the licensing authority
40 complete with all attachments required by these rules.

1 3-14.1.3 **Authorization required.**—AUTHORIZATION REQUIRED. A manufacturer or
2 supplier licensee ~~shall~~MUST not distribute any electronic bingo aid device or bingo aid
3 computer system that differs materially in construction, hardware, software, or operation
4 from a previously approved device or system until ~~such manufacturer or supplier has~~
5 ~~requested approval of the device or system and has received authorization in writing from~~
6 ~~the licensing authority~~SECRETARY OF STATE ~~approving~~APPROVES the differing device
7 or system. A manufacturer or supplier does not have to request authorization for
8 nonfunctional differences in a device or system, including but not limited to, changes in
9 screen appearance, case color or size, or power supply.

10 B-14.2 ~~Agreements with bingo raffle licensees.~~—AGREEMENTS WITH BINGO-RAFFLE LICENSEES. Any
11 contract or agreement between a manufacturer, supplier or agent and a bingo-affle licensee
12 concerning the rental, lease or use of any bingo aid device or bingo aid computer system ~~shall be~~
13 ARE subject to the following:

14 1-14.2.1 **Initial term.**—INITIAL TERM. The initial term and any subsequent term of the
15 contract or agreement ~~shall~~MUST not exceed one year; ~~and~~.

16 2-14.2.2 **Extensions.**—EXTENSIONS. The contract or agreement may be extended only
17 upon the WRITTEN affirmative consent of the ~~bingo raffle~~ licensee ~~in writing~~.

18 3-14.2.3 **Termination.**—TERMINATION. The contract ~~shall~~MAY be terminated if:

19 (1)-(A) The ~~bingo raffle~~ licensee ceases ~~games of chance~~BINGO-RAFFLE operations;

20 (2)-(B) The ~~licensing authority~~SECRETARY OF STATE suspends or revokes the license of
21 the ~~bingo raffle~~ licensee;

22 (3)-(C) The ~~bingo raffle~~ licensee gives the other party to the contract or agreement
23 written notice at least ~~thirty (30)~~30 days in advance; of the ~~bingo raffle~~
24 licensee’s intention to terminate the contract.

25 C-14.3 ~~Licensing Authority powers.~~ LICENSING AUTHORITY SECRETARY OF STATE POWERS.

26 1-14.3.1 **Violation of law.**—VIOLATION OF LAW. The ~~licensing authority~~SECRETARY OF
27 STATE, in addition to or in lieu of any other penalties or corrective actions, may restrict or
28 prohibit the use ~~by a bingo raffle licensee~~ of any electronic bingo aid device or computer
29 system that violates any provision of law or these rules ~~regulating such devices and~~
30 ~~systems~~.

31 2-14.3.2 **Access.**—ACCESS AND AUDIT.

32 (A) UPON REQUEST, A MANUFACTURER, SUPPLIER, OR AGENT OF A BINGO AID
33 COMPUTER SYSTEM MUST GRANT †The SECRETARY OF STATE ~~licensing authority~~
34 ~~shall have~~ access to all ~~bingo aid computer~~ systems in use within the state. ~~upon~~
35 ~~written request to the manufacturer, supplier or agent. Such access will be for the~~
36 ~~purpose of allowing †The licensing authority~~ SECRETARY OF STATE WILL USE
37 THIS ACCESS to audit any system and verify that the system is operated in
38 compliance with the law and rules regulating bingo aid computer systems.

39 (B) INDEPENDENT TESTING.

1 (1) ~~When an audit is initiated by the licensing authority,~~ UPON INITIATING
2 AN AUDIT, THE SECRETARY OF STATE MAY REQUIRE THE
3 MANUFACTURER TO SUBMIT any electronic bingo aid device, bingo aid
4 computer system, random number generator, or THE operating software
5 of any electronic bingo aid device, bingo computer system, or random
6 number generator ~~may be submitted, at the manufacturer's expense,~~ for
7 testing by ~~any~~ AN independent testing facility. ~~specified by the licensing~~
8 ~~authority~~ TESTING IS AT THE MANUFACTURER'S EXPENSE AND THE
9 SECRETARY OF STATE WILL SPECIFY THE INDEPENDENT TESTING
10 FACILITY.

11 (2) The SECRETARY OF STATE ~~licensing authority,~~ in consultation with the
12 independent testing facility, ~~shall~~ WILL determine if the electronic BINGO
13 AID device and software is operating in compliance with the
14 requirements and restrictions of APPLICABLE LAWS AND RULES ~~the Bingo~~
15 ~~and Raffles Law and these rules.~~

16 (C) If the SECRETARY OF STATE ~~licensing authority has requested~~ REQUESTS access
17 to a particular system and the manufacturer, supplier or agent ~~has~~ DOES not
18 ~~complied~~ COMPLY, the manufacturer, supplier and agent are prohibited from
19 allowing a ~~bingo raffle~~ licensee to ~~put such~~ USE THE bingo aid computer system
20 ~~into play~~ until authorized by the SECRETARY OF STATE ~~licensing authority.~~

21 ~~D.-14.4 Random number generators.~~ RANDOM NUMBER GENERATORS. Any manufacturer or supplier
22 that intends to sell or lease bingo equipment that generates numbers electronically ~~rather than the~~
23 ~~use of balls, blowers and master boards~~ must submit the following to the ~~Licensing Authority~~
24 SECRETARY OF STATE prior to the sale or lease of such equipment to ~~bingo raffle~~ licensees:

25 ~~1.-14.4.1~~ An operator's manual for the model or models intended for sale or lease; ~~and~~

26 ~~2.-14.4.2~~ Technical specifications for the model or models TO BE SOLD OR LEASED
27 ~~intended for sale or lease~~ that describe the method and algorithm of randomly generating
28 numbers, along with the method used to ensure that duplicate numbers cannot be called;
29 ~~and~~

30 ~~3.-14.4.3~~ ~~All letters~~ LETTERS of authorization ~~from all other jurisdictions~~ regarding the
31 sale, lease, use or restrictions on use for each state in which the model or models is
32 currently being sold, leased or otherwise used; and

33 ~~4.-14.4.4~~ Upon request of the ~~Licensing Authority~~ SECRETARY OF STATE, a working
34 model capable of demonstrating play or a location where such equipment can be
35 demonstrated to the ~~Licensing Authority~~ SECRETARY OF STATE.

36 Current Rule 16.0 is amended and re-codified as Rule 15:

37 ~~16.0 Fines~~

38 **RULE 15. FINES**

- 1 15.1 GENERAL. The schedule of fines provided in this rule applies to any violation of the Bingo and
2 Raffles Law or Rules for which the ~~Licensing Authority~~ SECRETARY OF STATE elects to impose
3 an administrative fine in lieu of seeking a license suspension or revocation.
- 4 ~~A-15.2 Class 1 Violations.~~ CLASS 1 VIOLATIONS. A Class 1 violation is ~~one that demonstrates an~~
5 ~~element of~~ A willfulness, ~~in that it involves the licensee's performance of any act~~ THAT IS
6 specifically prohibited by statute or rule, ~~when such violation~~ AND does, may, or is intended to
7 result directly in the profit or enrichment of the violator or any person(s) associated with the
8 violator.
- 9 15.2.1 The fine for ~~each citation~~ of a Class 1 violation ~~shall be~~ IS \$100.00.
- 10 15.2.2 Class 1 ~~shall~~ VIOLATIONS include, but ~~is~~ ARE not limited to:
- 11 ~~1-~~(A) Employing a device, scheme, or artifice to defraud or deceive in connection with
12 any charitable gaming activity;
- 13 ~~2-~~(B) Engaging in an act, practice, or conduct that constitutes fraud or deceit, including
14 any intentional misstatement of fact, in charitable gaming operations;
- 15 ~~3-~~(C) Transferring any license issued ~~pursuant to~~ IN ACCORDANCE WITH the Colorado
16 Bingo and Raffles Law;
- 17 ~~4-~~(D) Authorizing or permitting any person(s) other than active members of a ~~bingo-~~
18 ~~raffle~~ licensee to assist in the management ~~and~~/or operation of games of chance;
- 19 ~~5-~~(E) Conducting more than ~~220~~ 370 bingo occasions in one calendar year under color
20 of a single bingo-raffle license;
- 21 ~~6-~~(F) Possessing, using, selling, offering for sale or putting into play any computerized
22 or electro-mechanical facsimile of a pull tab game, any pull tab game not
23 purchased from a licensed supplier and accompanied by a complete supplier's
24 invoice; any pull tab game that is marked, altered, tampered with, commingled or
25 known to be defective; any pull tab game in any unlicensed premises, other than
26 the ~~bingo-raffle~~ licensee's own premises; or any pull tab game that does not
27 conform to the definitions and requirements of the Bingo and Raffles law.
- 28 ~~7-~~(G) Permitting any person under the age of eighteen to purchase the opportunity to
29 participate in a game of chance.
- 30 ~~8-~~(H) Allowing any person other than a licensee's owner, officer, director, member,
31 shareholder of more than 10% of the licensee's ownership interests, or licensed
32 agent to represent a supplier, manufacturer or landlord licensee with regard to
33 any Colorado transaction.
- 34 ~~9-~~(I) Buying, selling, receiving, furnishing, or distributing games of chance equipment
35 to any person in Colorado other than a ~~bingo-raffle~~ licensee, a supplier licensee
36 and its licensed agents, or a manufacturer licensee.
- 37 ~~10-~~(J) Filing any falsified and/or materially misleading renewal application or quarterly
38 financial statement.

- 1 ~~11-~~(K) Authorizing, permitting, or receiving any remuneration or inurement for
2 participating in the management or operation of a licensed game of chance.
- 3 ~~12-~~(L) Requiring, inducing or coercing a ~~bingo-raffle~~ licensee to enter into any
4 agreement contrary to the Bingo and Raffles law, or to purchase supplies or
5 equipment from a particular supplier as a condition of conducting games of
6 chance at a commercial bingo facility.
- 7 **B-15.3 Class 2 Violations.** CLASS 2 VIOLATIONS. A Class 2 violation is ~~one demonstrating an element of~~
8 ~~A willfulness, in that it involves a licensee's performance of any act~~ THAT IS specifically
9 prohibited by statute or rule, ~~when such violation~~ AND is not intended to and does not directly
10 result in the profit or enrichment of the violator.
- 11 15.3.1 The fine for ~~each citation of~~ a Class 2 violation ~~shall be~~ IS \$75.00.
- 12 15.3.2 Class 2 ~~shall~~ VIOLATIONS include, but ~~is~~ ARE not limited to:
- 13 ~~1-~~(A) Using bingo-raffle equipment that is not owned or leased by a landlord licensee
14 or owned or leased by a ~~bingo-raffle~~ licensee.
- 15 ~~2-~~(B) Paying other than reasonable, bona fide, lawful expenses in connection with the
16 conduct of licensed games of chance, purchasing games of chance prizes or
17 equipment at prices exceeding reasonable and usual amounts, or other use of
18 games of chance proceeds for other than the lawful purposes of the ~~bingo-raffle~~
19 licensee.
- 20 ~~3-~~(C) Converting into or redeeming for cash any bingo merchandise prizes.
- 21 ~~4-~~(D) Offering or giving any alcoholic beverage as a prize in a licensed game of
22 chance.
- 23 ~~5-~~(E) Giving, receiving, authorizing, or permitting the assistance in the conduct of
24 games of chance of any person(s) disqualified or prohibited by statute or rule
25 from rendering such assistance.
- 26 ~~6-~~(F) Offering or giving any bingo door prizes or jackpot prizes exceeding the statutory
27 maximum amounts set for ~~such~~ prizes.
- 28 ~~7-~~(G) Reserving or setting aside bingo cards or pull tabs for use by players, OR, EXCEPT
29 AS AUTHORIZED BY THESE RULES, RESERVING OR ALLOWING TO BE RESERVED
30 ANY SEAT OR PLAYING SPACE FOR USE BY PLAYERS.
- 31 ~~8-~~(H) Drawing a check on a bingo-raffle account payable to "cash"- or to a fictitious
32 payee.
- 33 ~~9-~~(I) Authorizing or allowing the play of bingo by a person not present on the
34 premises where the game is conducted, or the play of any game of chance on
35 credit, or without collecting the consideration required in full and in advance.
- 36 ~~10-~~(J) Engaging in any act, practice or conduct described as a Class 1 violation in ~~Rule~~
37 ~~16.A~~ RULE 15.2, or that would otherwise be a Class 1 violation, when ~~such~~ THE

1 act or conduct is not intended to and does not directly result in the profit,
2 inurement or remuneration of the violator.

3 ~~C.-15.4 Class 3 Violations.~~ CLASS 3 VIOLATIONS. A Class 3 violation is one that occurs when a licensee
4 omits, fails or neglects to comply with a requirement set forth in the statutes or rules, but that
5 does not involve the affirmative performance of an act specifically prohibited by statute or rule.
6 Class 3 violations ~~shall be~~ ARE deemed negligent rather than willful, unless a specific violation is
7 repeated WITHIN a two-year period ~~and/or~~ the facts of the violation show that the violator
8 knowingly and deliberately failed or refused to comply with a requirement or standard set by
9 statute or rule.

10 15.4.1 The fine for a class 3 violation ~~shall be~~ IS \$20.00 unless the violation is repeated or
11 knowing and deliberate, in which case the fine ~~shall be~~ IS \$50.00.

12 15.4.2 Class 3 ~~shall~~ VIOLATIONS include, but ~~is~~ ARE not limited to:

13 ~~1-(A)~~ Neglecting to display a license or other document at a time and place where ~~such~~
14 display is required.

15 ~~2-(B)~~ Failing to file with the ~~licensing authority~~ SECRETARY OF STATE any quarterly
16 report, administrative fee, or rental or other document at the time required for
17 ~~such~~ THE filing, or omitting required information on such a filing.

18 ~~3-(C)~~ Failing to keep ~~and/or~~ furnish required records in connection with any licensed
19 activity.

20 ~~4-(D)~~ Omitting any required procedure in the conduct of bingo-raffle activities.

21 ~~5-(E)~~ Failing to designate an officer responsible for the use of games of chance
22 proceeds.

23 ~~6-(F)~~ Neglecting to have a certified games manager present continuously during the
24 conduct of any raffle or bingo occasion and for thirty minutes after the last game
25 in an occasion.

26 ~~7-(G)~~ Failing to have games of chance premises or equipment open or available for
27 inspection by the ~~licensing authority~~ SECRETARY OF STATE or police officers.

28 ~~8-(H)~~ Failing to deposit ~~and/or~~ maintain all games of chance receipts in a special
29 segregated checking or savings account of the licensee, or to withdraw any funds
30 expended from such account by means of consecutively numbered checks or
31 withdrawal slips signed by AN officer(s) OR OFFICERS of the ~~bingo-raffle~~ licensee
32 and showing the payee and a description of reason for the payment for which
33 ~~such~~ THE check or withdrawal slip is made, or by electronic funds transfer.

34 ~~9-(I)~~ Failing to submit the required administrative fee, or a portion thereof, at the time
35 of filing a required quarterly financial report.

36 ~~10-(J)~~ Neglecting to give required notice of the termination of a rental agreement or the
37 cancellation of a bingo occasion.

1 ~~11-(K)~~ Omitting required information from a raffle ticket, if ~~such~~ THE ticket has been
2 offered for sale or sold without the approval of the ~~licensing authority~~
3 SECRETARY OF STATE.

4 ~~12. Violating any provision of the bingo and raffles law but not specifically~~
5 ~~mentioned.~~

6 ~~D-15.5 Citations.~~ CITATIONS.

7 ~~1-15.5.1~~ **Issuance.**—ISSUANCE. The ~~licensing authority~~ SECRETARY OF STATE shall issue
8 all citations in writing, signed and dated by the authorized agent of the SECRETARY OF
9 STATE ~~licensing authority~~ and shall identify the licensee cited; the facts and/or conduct
10 constituting the violation, the specific rule or statutory provision violated, the fine
11 assessed in accordance with this rule and the Bingo and Raffles Law.

12 ~~2-15.5.2~~ **Delivery.**—DELIVERY. Citations may be delivered to the cited licensee, to the
13 attention of its games manager(s), GAMES MANAGERS, OFFICER or officers(s) on record in
14 the files of the ~~licensing authority~~ SECRETARY OF STATE, either personally or by first
15 class mail.

16 ~~3-15.5.3~~ **Suspension or reduction of fine.**—SUSPENSION OR REDUCTION OF FINE. The
17 ~~licensing authority~~ SECRETARY OF STATE, for good cause shown, may suspend or reduce
18 any fine imposed ~~pursuant to~~ IN ACCORDANCE WITH this rule. Requests for fine
19 suspensions or reductions must be in writing, must be received by the ~~licensing authority~~
20 SECRETARY OF STATE within ~~twenty (20)~~ 20 days of the date of the citation, and must
21 state and document with particularity the facts, circumstances and ~~or~~ arguments
22 supporting ~~such~~ THE request.

23 15.4.4 REFERRAL TO LAW ENFORCEMENT. IRRESPECTIVE OF WHETHER A CITATION WAS ISSUED,
24 THE SECRETARY OF STATE RESERVES THE RIGHT TO REFER ANY VIOLATION TO A LAW
25 ENFORCEMENT AGENCY.

26 ~~E-15.6 Hearings.~~ HEARINGS AND PAYMENT OF FINES.

27 ~~1-15.6.1~~ **Request for hearing.**—REQUEST FOR HEARING. In accordance with section
28 ~~12-9-103(1)(a)(II)~~ 12-9-103(1)(a)(II), C.R.S., a licensee may request a hearing BEFORE
29 AN ADMINISTRATIVE LAW JUDGE to appeal the imposition of a fine ~~to an administrative~~
30 ~~law judge. Requests for an administrative hearing must be in writing and must be~~
31 ~~received by the licensing authority~~ THE SECRETARY OF STATE MUST RECEIVE A WRITTEN
32 REQUEST FOR A HEARING within ~~twenty (20)~~ 20 days of the date THAT the ~~licensing~~
33 ~~authority~~ SECRETARY OF STATE ~~refused a request to suspend or reduce any fine~~ DENIED A
34 FINE SUSPENSION OR REDUCTION REQUEST .

35 ~~2.~~ **Payment of fines.** Unless a licensee has submitted a request for a suspension or reduction
36 of any fine imposed by the ~~licensing authority~~, or has submitted a request for a hearing
37 before an administrative law judge, any fine imposed pursuant to this rule must be paid
38 within ~~twenty (20)~~ days of the date of the citation imposing such fine. All fines must be
39 paid by check or money order, payable to the Colorado Secretary of State. If the ~~licensing~~
40 authority denies a request for a suspension or grants a request for a reduction of the fine,
41 the fine or reduced fine must be paid within ~~twenty (20)~~ days of the date of the notice of
42 denial or reduction. If an administrative law judge finds that an appeal of a fine must be

1 ~~denied, the fine that was appealed must be paid within twenty (20) days of the date of~~
2 ~~issuance of the administrative law judge's order.~~

3 15.6.2 PAYMENT OF FINES.

4 (A) IF A LICENSEE DOES NOT REQUEST A FINE SUSPENSION, FINE REDUCTION, OR
5 HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE, THEN THE LICENSEE MUST
6 PAY WITHIN 20 DAYS OF THE DATE OF THE CITATION IMPOSING THE FINE.

7 (B) IF THE SECRETARY OF STATE DENIES A SUSPENSION REQUEST OR GRANTS A
8 REDUCTION REQUEST, THEN THE LICENSEE MUST PAY THE FINE OR REDUCED FINE
9 WITHIN 20 DAYS OF THE DATE OF THE NOTICE OF DENIAL OR REDUCTION.

10 (C) IF AN ADMINISTRATIVE LAW JUDGE DENIES AN APPEAL OF A FINE, THEN THE
11 LICENSEE MUST PAY THE APPEALED FINE WITHIN 20 DAYS OF THE DATE OF THE
12 ISSUANCE OF THE ADMINISTRATIVE LAW JUDGE'S ORDER.

13 (D) A LICENSEE MUST PAY FINES BY CHECK OR MONEY ORDER, PAYABLE TO THE
14 COLORADO SECRETARY OF STATE.